

STATE OF HAWAII
DEPARTMENT OF HEALTH
P. O. Box 3378
Honolulu, HI 96801-3378
doh.testimony@doh.hawaii.gov

**Testimony in SUPPORT of HB2502 SD1 PROPOSED
RELATING TO HEALTH.**

SEN. ROSALYN H. BAKER, CHAIR
SENATE COMMITTEE ON COMMERCE, CONSUMER PROTECTION, AND HEALTH

Hearing Date: June 25, 2020

Room Number: 229

1 **Fiscal Implications:** Undetermined appropriation to capitalize the travelers screening special
2 fund, and a minimum ceiling of an undetermined amount to maintain operations for an extended
3 time period or otherwise prepare for a future pandemic response.

4 **Department Testimony:** The Department of Health supports HB2502 SD1 PROPOSED if and
5 only if sufficient funding is provided.

6 The purpose of HB2502 SD1 PROPOSED is to temporarily establish emergency authority and
7 infrastructure for enhanced disease surveillance applicable to travelers at State ports of entry
8 when there is a potential for epidemic or serious outbreak of communicable or dangerous
9 disease.

10 The World Health Organization has made six formal declarations of Public Health Emergency of
11 International Concern (“pandemics”) since 2009, the most recent and far reaching being COVID
12 on January 30, 2020. Factors such as rapid population rise, increasing urbanization and
13 migration, climate change, and faster more affordable regional and global transportation may set
14 the stage for more frequent pandemics. COVID has demonstrated that a swift and robust public
15 health response is critical to life safety, as proven by jurisdictions like New Zealand, Japan,
16 South Korea, and of course Hawaii.

17 The authorities established by HB2502 SD1 PROPOSED enable the Director of Health to
18 implement protocols similar to those in effect as of June 2020 for the COVID pandemic that are

1 credited with flattening Hawaii's epidemic curve such as physical distancing in public places,
2 hygiene procedures, wearing of facial coverings, mandatory quarantine, and contact tracing.

3 The department acknowledges that the proposed public health emergency authority protocols
4 may disrupt routine life, including economic and social activity, but are an important tool when
5 widespread community health and life safety is the highest priority.

6 Thank you for the opportunity to testify.

7

COUNTY COUNCIL

Arryl Kaneshiro, Chair
Ross Kagawa, Vice Chair
Arthur Brun
Mason K. Chock
Felicia Cowden
Luke A. Evslin
KipuKai Kualii



OFFICE OF THE COUNTY CLERK

Jade K. Fountain-Tanigawa, County Clerk
Scott K. Sato, Deputy County Clerk

Telephone: (808) 241-4188
Facsimile: (808) 241-6349
E-mail: cokcouncil@kauai.gov

Council Services Division
4396 Rice Street, Suite 209
Lihue, Kauai, Hawaii 96766

June 24, 2020

**TESTIMONY OF FELICIA COWDEN
COUNCILMEMBER, KAUA'I COUNTY COUNCIL
ON**

**HB 2502, HD1, Proposed SD1, RELATING TO HEALTH
House Committee on Commerce, Consumer Protection, and Health
Thursday, June 25, 2020
9:30 a.m.
Conference Room 229**

Aloha Chair Baker and Members of the Committee:

As an individual member of the Kauai County Council, I have concerns that the language in HB 2502, Proposed SD1, represents an overreach of authority. I do support the need for legislation that provides a clear pathway for managing infectious diseases. I respectfully ask that amendments are made to not place such unquestionable authority to a non-elected official for such extensive and intrusive intervention into the health and well-being of the citizens (Part II, Sec. 2).

The broad wording in this proposal creates the policy environment for Marshall Law and an extreme intrusion on civil liberties. There is too much authority being given to the unelected Director of Health or the State to rescind so much personal freedoms. The bill gives this director police powers to separate families, confinement against individual will for undetermined length, and vaguely defined powers such as "take other actions" and phrases like "wherever necessary." The ninety-day window could be repeatedly extended. There is convenience in having this level of control. There is no defined numerical thresholds of communicable or dangerous diseases. (Part III section 3)

This week, the U.S. Department of Justice quickly rendered the attached opinion on Carmichael vs. Ige that Hawaii actions of 14-Day Quarantine violates Constitutional Civil Rights. The likelihood of another lawsuit against the State of Hawaii with this even more invasive policy is almost certain. We must balance the interests of individual freedoms with health concerns. Many citizens have alerted me with alarm. Much of the broad authority in this bill needs careful consideration for our islands whose governance is based on the rights of a free society.

Senate Committee on Commerce, Consumer Protection, and Health
June 24, 2020
Page 2

Thank you for this opportunity to comment on HB 2502, Proposed SD1. Should you have any questions, please feel free to contact me or Council Services Staff at (808) 241-4188.

Sincerely,

A handwritten signature in black ink that reads "Felicia Cowden". The signature is written in a cursive, flowing style.

FELICIA COWDEN
Councilmember, Kaua'i County Council

AMK:mn
Attachment

ERIC S. DREIBAND, Assistant Attorney General
ALEXANDER V. MAUGERI, Deputy Assistant Attorney General
United States Department of Justice, Civil Rights Division
Office of the Assistant Attorney General
950 Pennsylvania Ave., N.W.
Washington, D.C. 20530
Telephone: (202) 514-4609; Fax: (202) 514-8490
Alexander.Maugeri@usdoj.gov

KENJI M. PRICE, United States Attorney (#10523)
SYDNEY SPECTOR, Assistant United States Attorney
Room 6-100, PJKK Federal Building
300 Ala Moana Boulevard
Honolulu, Hawaii 96850
Tel: (808) 541-2850; Fax: (808) 541-3752
Sydney.Spector@usdoj.gov

Attorneys for UNITED STATES OF AMERICA

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII**

HOLLY CARMICHAEL, *et al.*,

Plaintiffs,

v.

DAVID IGE, in his official capacity as
the Governor of the State of Hawaii,

Defendant.

Case No. 1:20-cv-00273 JAO-WRP

STATEMENT OF INTEREST ON BEHALF OF THE UNITED STATES

TABLE OF CONTENTS

TABLE OF AUTHORITIES i

INTRODUCTION1

BACKGROUND3

ARGUMENT6

CONCLUSION.....17

TABLE OF AUTHORITIES

Cases

Bayley’s Campground Inc. v. Mills,
No. 2:20-CV-00176-LEW, 2020 WL 2791797 (D. Me. May 29, 2020)10

Chalker v. Birmingham & Nw. R.R. Co.,
249 U.S. 522 (1919)..... 2, 8, 9

Compagnie Francaise de Navigation a Vapeur v. Louisiana State Bd. of Health,
186 U.S. 380 (1902).....11

Crandall v. Nevada,
73 U.S. 35 (1868).....6

Healy v. Beer Inst.,
491 U.S. 324 (1989).....9

Hillside Dairy Inc. v. Lyons,
539 U.S. 59 (2003)..... passim

Holt v. Hobbs,
574 U.S. 352 (2015)..... 14, 15, 16

Jacobson v. Massachusetts,
197 U.S. 11 (1905).....11

Paul v. Virginia,
75 U.S. 168 (1868).....7

Roberts v. Neace,
--- F. Supp. 3d ---, No. 2:20CV054 (WOB-CJS), 2020 WL 2115358 (E.D. Ky.
May 4, 2020).....12

Saenz v. Roe,
526 U.S. 489 (1999)..... 6, 7, 10

Supreme Court of New Hampshire v. Piper,
470 U.S. 274 (1985)..... 10, 12, 13

Toomer v. Witsell,
334 U.S. 385 (1948)..... 7, 10

Statutes

28 U.S.C. § 517.....4

U.S. Const., art. IV, § 2.....passim

STATEMENT OF INTEREST ON BEHALF OF THE UNITED STATES

The United States of America respectfully files this Statement of Interest under 28 U.S.C. § 517, which authorizes the Attorney General “to attend to the interests of the United States in a suit pending in a court of the United States.” The United States has a substantial interest in the preservation of its citizens’ constitutional rights, including the guarantee that “[t]he Citizens of each State shall be entitled to all Privileges and Immunities of Citizens in the several States.” U.S. Const., art. IV, § 2. Especially in the midst of the COVID-19 pandemic, the United States also has a strong interest in ensuring the development and maintenance of the best possible public-health strategies to combat the virus and protect the people of the United States from harm. This case raises issues of national public importance regarding the interplay between the government’s compelling interest in protecting the public and citizens’ constitutional rights.

INTRODUCTION

In the midst of the COVID-19 pandemic, the state and federal governments have a shared interest in promoting the best possible public-health strategies to combat the virus to protect the people of the United States from harm. But that interest does not justify government restrictions that violate the Constitution. Indeed, action that infringes upon constitutional rights is likely to erode public confidence in, and compliance with, legitimate efforts taken to address the COVID-19 pandemic.

Here, Hawaii likely has transgressed the Constitution’s limits by effectively discriminating between Hawaii residents and out-of-state residents with respect to

“the Privileges and Immunities of Citizens in the several States.” U.S. Const., art. IV, § 2. Persons who travel into Hawaii must self-quarantine for 14 days before they can engage in trade, rent a vehicle, use ride-sharing services, or freely enjoy more than one of their own properties. By contrast, those residing in the State who have not recently ventured outside Hawaii generally face no such impediment to enjoying the very same freedoms. That is true regardless of whether the Hawaii resident has taken precautions or whether the out-of-stater hails from an area relatively unscathed by the pandemic (such as Montana or Alaska) or a hotspot (such as New York City). And this self-quarantine requirement has caused real harm to Hawaii’s tourist industry, at a time when Americans most need their States to support efforts to reopen businesses in a manner consistent with public health.

The Constitution does not permit the effective discrimination challenged in this case. Although Hawaii may adopt reasonable measures to protect its residents from the COVID-19 pandemic, it cannot impose measures that “in practical operation” discriminate against out-of-state visitors, unless the measures are substantially related to ensuring public safety. *Chalker v. Birmingham & Nw. R.R. Co.*, 249 U.S. 522, 527 (1919); see *Hillside Dairy Inc. v. Lyons*, 539 U.S. 59, 67 (2003). Hawaii’s sweeping self-quarantine mandate appears to be insufficiently tailored to ensuring public safety. As such, it cannot be enforced under Article IV’s Privileges and Immunities Clause.

BACKGROUND¹

Starting on March 4, 2020, the Governor of Hawaii has issued a series of Proclamations in response to the COVID-19 pandemic. The latest one, his Ninth Supplementary Proclamation, maintains a mandatory 14-day self-quarantine for almost anyone entering Hawaii. Office of the Governor, *Ninth Supplementary Proclamation Related to the COVID-19 Emergency* § IV.A (June 10, 2020) (“Proclamation”).² Those subject to this self-quarantine mandate must confine themselves at a single “designated quarantine location” within Hawaii and not leave there for two weeks (unless they are departing from the State). *Id.* Nor may they rent a car or use ride-sharing services. *Id.* § IV.D, E; see Hawaii Tourism Authority, *COVID-19: Mandatory 14-Day Quarantine for All Arriving Passengers* (June 18, 2020).³ Anyone who violates the self-quarantine mandate faces up to a year in jail and a \$5,000 fine. Proclamation § IV.F.

¹ The United States submits this statement of interest based on the facts alleged in the complaint, assumed in the briefs, and reflected in the accompanying exhibits and publicly available sources.

² https://dod.hawaii.gov/hiema/files/2020/06/2006097A-ATG_Ninth-Supplementary-Proclamation-COVID-19-distribution-signed.pdf.

³ <https://www.hawaiitourismauthority.org/news/alerts/covid-19-novel-coronavirus/> (last visited June 23, 2020).

The mandate contains two exceptions. It does not cover those “entering the State by recreational boats which have been at sea for at least 14 consecutive days before entering State waters and have no persons on board who are ill or are exhibiting symptoms of COVID-19.” *Id.* § IV.A. And it allows those who have traveled to Hawaii “to perform critical infrastructure functions” to “break quarantine” to perform those functions. *Id.*

Those in Hawaii “not subject to the traveler self-quarantine,” by contrast, are free to travel throughout the State—including between islands—for a variety of purposes. *Id.* § III.B; *see id.* § IV.B. For example, they may travel “to engage in, receive or obtain goods or services” from businesses and operations the Governor has permitted to operate; travel “to engage in minimum basic operations of businesses” not allowed to operate; travel “for health and safety”; and engage in “[o]utdoor exercise activities,” including swimming and surfing. *Id.* § III.B.

Moreover, the Governor has approved an Emergency Order issued by the City and County of Honolulu that permits the reopening of numerous businesses. *See* Office of the Mayor, City & County of Honolulu, *City & County of Honolulu Emergency Order No. 2020-15 (COVID-19 [Novel Coronavirus]) Amendment to Ho‘olulu I Honolulu 3.0* (June 3, 2020).⁴ Thus, Hawaii residents who have not been

⁴ <https://governor.hawaii.gov/wp-content/uploads/2020/06/Amendment-to-Hooulu-i-Honolulu-3.0.pdf>.

tested or quarantined may travel to Oahu from other islands within the State to engage in a wide variety of activities, such as dining at bars and restaurants and visiting museums, movie theaters, and gyms, but out-of-staters who test negative for coronavirus are still subject to a 14-day quarantine.

In addition to contributing to the harm suffered by Hawaii's tourism industry, the self-quarantine mandate precludes out-of-staters who own properties in Hawaii from taking advantage of opportunities available to Hawaii residents who have not left the island since the onset of the pandemic. For example, Russell Hirsch, a Nevada resident who owns both a house in Oahu as well as a farm on the Big Island where he grows fruit trees, needs to travel to Hawaii to maintain his two properties. Hirsch Decl. (ECF No. 12-9) ¶¶ 1-4. Specifically, Mr. Hirsch needs to tend to the fruit trees on his farm and make electrical repairs to his house. *Id.* ¶ 4. He also fears a possible lawsuit from his neighbor who wants the fruit trees gone, and would like to visit his property to assess the situation. *Id.* ¶ 6. In addition, he wants to celebrate his daughter's recent graduation in the place where she grew up. *Id.* ¶ 5. The self-quarantine mandate makes it practically impossible for him to travel to Hawaii to maintain his two properties, assess the potential of a lawsuit, and celebrate his daughter's graduation in the State. *Id.* ¶ 7.

Mr. Hirsch, along with California residents who also own property in Hawaii and a Hawaii resident who wants to travel to the mainland to visit her ailing

grandmother, brought a constitutional challenge to the latest Proclamation. Among other things, they contend that the self-quarantine mandate violates the constitutional right to interstate travel and seek a temporary restraining order precluding its enforcement. Another group of plaintiffs has filed a similar challenge before a different Judge in this District, and the Governor has recently defended the mandate's constitutionality in that litigation. *See* ECF No. 19, *For Our Rights v. Ige*, No. 1:20-cv-00268-DKW-RT (D. Haw.) (June 19, 2020) (“20-268 Opp.”).

ARGUMENT

Hawaii’s Effective Discrimination Against Out-Of-State Residents Likely Violates Article IV’s Privileges And Immunities Clause.

A. The Supreme Court has held that the Constitution protects a right to travel from State to State. *See Crandall v. Nevada*, 73 U.S. 35, 44 (1868). This right to travel consists of “three different components”: (1) an implied right “to enter and to leave” a State, (2) an express right, guaranteed by the Privileges and Immunities Clause of Article IV, “to be treated as a welcome visitor rather than an unfriendly alien when temporarily present in the second State,” and (3) an express right, guaranteed by the Privileges or Immunities Clause of the Fourteenth Amendment, to “become a citizen of any State.” *Saenz v. Roe*, 526 U.S. 489, 500-03 (1999) (citation and internal quotation marks omitted).

This case involves the second component. The Privileges and Immunities Clause of Article IV guarantees that “[t]he Citizens of each State shall be entitled to all Privileges and Immunities of Citizens in the several States.” U.S. Const., art. IV, § 2. As the Supreme Court has explained, this Clause “was designed to insure to a citizen of State A who ventures into State B the same privileges which the citizens of State B enjoy.” *Toomer v. Witsell*, 334 U.S. 385, 395 (1948). Among other things, the Clause “insures to” citizens of one State “in other States the same freedom possessed by the citizens of those States in the acquisition and enjoyment of property and in the pursuit of happiness.” *Paul v. Virginia*, 75 U.S. 168, 180 (1868); *see also Saenz*, 526 U.S. at 502 (noting that the Clause provides “protections for nonresidents who enter a State whether to obtain employment, to procure medical services, or even to engage in commercial shrimp fishing” (citations omitted)).

Here, Hawaii’s self-quarantine mandate effectively discriminates against out-of-state residents. Under the Governor’s latest Proclamation, the many Hawaii residents who have remained in the State since the onset of the pandemic—regardless of whether they have self-quarantined within the last 14 days or ever—are free to travel between the islands, maintain and freely enjoy their properties, and engage in commerce with certain businesses. Out-of-staters like Mr. Hirsch, by contrast, must self-quarantine in a single location for two weeks before they can share in the same freedoms available to most Hawaii residents.

The fact that the self-quarantine mandate also burdens some Hawaii residents—namely, those who have recently traveled outside the State—does not mean that the Governor’s scheme complies with the Privileges and Immunities Clause. *Contra* 20-268 Opp. 14. To the contrary, a measure that is neutral on its face—*i.e.*, does not distinguish between residents and non-residents—may nonetheless violate the Privileges and Immunities Clause when it has the “practical effect” of discriminating against out-of-staters. *Hillside Dairy*, 539 U.S. at 67.

For example, in addressing California regulations that treated milk differently depending on whether it originated from outside or inside the State, the Supreme Court held that the “absence of an express statement in the [challenged] laws and regulations identifying out-of-state citizenship as a basis for disparate treatment is not a sufficient basis for rejecting” a claim under the Privileges and Immunities Clause. *Id.* As the Court explained, it had previously “held that a Tennessee tax imposed on a citizen and resident of Alabama for engaging in the business of constructing a railroad in Tennessee violated the Privileges and Immunities Clause” even though “[t]he tax did not on its face draw any distinction based on citizenship or residence.” *Id.* (discussing *Chalker v. Birmingham & Nw. R.R. Co.*, 249 U.S. 522 (1919)). Because the tax “impose[d] a higher rate on persons who had their principal offices out of State,” and because “the chief office of an individual *is commonly in the State of which he is a citizen,*” the Court “concluded that the practical effect of

the provision was discriminatory.” *Id.* (emphasis added; citation omitted); *cf. Healy v. Beer Inst.*, 491 U.S. 324, 336 (1989) (state law may be invalid under the Dormant Commerce Clause in some circumstances based on its “practical effect” alone). Although the Supreme Court reserved the question whether “*Chalker* should be interpreted as merely applying the Clause to classifications that are but proxies for differential treatment against out-of-state residents, or as prohibiting any classification with the practical effect of discriminating against such residents,” either of those readings describe the classification here. *Hillside Dairy*, 539 U.S. at 67. For present purposes, a classification on the basis of entry into a State—whether applied to milk or people—is analogous to a classification on the basis of the State where one’s chief office is located, inasmuch as both effectively discriminate against out-of-state residents.⁵

A district court in Maine reached the same conclusion in a challenge to a similar 14-day self-quarantine mandate for anyone entering into that State. As the court explained, “[a]lthough the quarantine rule purports a certain neutrality insofar as it imposes a restriction on all who enter the state, including state residents, it

⁵ By one measure, nearly 85 percent of travelers to Hawaii were out-of-state visitors rather than returning Hawaii residents. In 2018, the most recent year for which data is available, there were 9,761,448 total travelers to Hawaii. Of that number, only 1,487,120 (roughly 15 percent) were returning Hawaii residents. *See* Hawaii Department of Business, Economic Development & Tourism, *Visitor Statistics, Historical Visitor Statistics, Tables 6 & 11*, <https://dbedt.hawaii.gov/visitor/> (last visited June 23, 2020).

effectively discriminates among members of the public in practical application.” *Bayley’s Campground Inc. v. Mills*, No. 2:20-CV-00176-LEW, 2020 WL 2791797, at *10 (D. Me. May 29, 2020), *appeal filed* (1st Cir. June 9, 2020). And while the *Bayley’s* court eventually concluded that the challengers had not shown a likelihood of success on the merits “at this early stage” and “without a developed factual record,” it acknowledged that they had “raised a very serious matter for judicial resolution” and eventually “might be able to demonstrate a violation of the Constitution.” *Id.* at *11, *12.

B. The fact that the self-quarantine mandate appears to have the practical effect of discriminating against out-of-state residents is not the end of the analysis, however, for the Privileges and Immunities Clause “is not an absolute.” *Toomer*, 334 U.S. at 396. It “does not preclude discrimination against nonresidents where (i) there is a substantial reason for the difference in treatment; and (ii) the discrimination practiced against nonresidents bears a substantial relationship to the State’s objective.” *Supreme Court of New Hampshire v. Piper*, 470 U.S. 274, 284 (1985); *see, e.g., Saenz*, 526 U.S. at 502 (“There may be a substantial reason for requiring the nonresident to pay more than the resident for a hunting license, or to enroll in the state university” (citations omitted)). And in considering whether the effective discrimination here is sufficiently tailored, the Court should not ignore the context of the COVID-19 pandemic. The Constitution does not hobble States from taking

necessary, temporary measures—including quarantines—to meet a genuine emergency. *See Jacobson v. Massachusetts*, 197 U.S. 11, 29 (1905) (observing that “[a]n American citizen arriving at an American port” on a ship that had cases of yellow fever “may yet, in some circumstances, be held in quarantine against his will”); *Compagnie Francaise de Navigation a Vapeur v. Louisiana State Bd. of Health*, 186 U.S. 380, 397 (1902) (upholding Louisiana’s quarantine of healthy passengers aboard a vessel during an outbreak of yellow fever against a Fourteenth Amendment challenge).

But even during a pandemic, state actions undertaken in service of the public health cannot be divorced from that end and cannot clearly infringe constitutional rights. Thus, “if a statute purporting to have been enacted to promote the public health, the public morals or the public safety, has no real or substantial relation to those objects, or is, beyond all question, a plain, palpable invasion of rights secured by the fundamental law, it is the duty of the courts to so adjudge, and thereby give effect to the Constitution.” *Jacobson*, 197 U.S. at 31. At a minimum, state action cannot be “exercised in particular circumstances and in reference to particular persons” in “an arbitrary, unreasonable manner.” *Id.* at 28.

C. At least based on the evidence and argument presented thus far, Hawaii’s effective discrimination against out-of-state residents does not appear sufficiently tailored to ensuring public safety. Indeed, a federal court recently held

that Kentucky travel restrictions issued in the wake of the COVID-19 pandemic requiring both Kentucky and out-of-state residents who traveled into the Commonwealth to self-quarantine for 14 days impermissibly infringed on the right to interstate travel because its restrictions were inadequately “tailored to achieve the government’s purpose.” *Roberts v. Neace*, No. 2:20CV054 (WOB-CJS), 2020 WL 2115358, at *5 (E.D. Ky. May 4, 2020). The same is true here: the Governor’s mandate is both over- and underinclusive.

Take overinclusivity first. *See Piper*, 470 U.S. at 285 n.19 (holding that a “markedly overinclusive” state residency requirement “does not bear a substantial relationship to the State’s objective”). It is unclear why the Governor requires nearly every person traveling to Hawaii to self-quarantine for 14 days before enjoying the freedoms nearly every Hawaii resident enjoys. Had he imposed such a burden only on residents from COVID-19 hot spots, such as New York City, this might be a different case. But the Governor requires travelers from every corner of the Union to quarantine themselves upon arrival, even if they hail from jurisdictions (such as Alaska) that have fewer confirmed cases of COVID-19 than Hawaii does. *See CDC, Coronavirus Disease 2019 (COVID-19), Cases in the U.S.*⁶

⁶ <https://www.cdc.gov/coronavirus/2019-ncov/cases-updates/cases-in-us.html> (last visited June 23, 2020).

Conversely, Hawaii's scheme is also underinclusive. The Governor permits every Hawaii resident who has stayed within state lines to enjoy the freedoms out-of-staters must purchase at the price of a 14-day quarantine. It does not matter whether the resident comes from, or has traveled through, Kauai County (29 cases) or Honolulu County (568). Hawaii Department of Health, *COVID-19: Current Situation in Hawaii*.⁷ It does not matter whether the resident has recently traveled by plane between the islands. It does not matter whether the resident has self-quarantined recently or ever, undergone testing for COVID-19, or taken any other precautionary measures. In general, Hawaii residents that have remained within the State since the pandemic began enjoy certain freedoms regardless of individual circumstances, including the ability to travel to Oahu to frequent bars, restaurants, museums, movie theaters, or gyms. And even out-of-staters may break quarantine to perform "critical infrastructure functions," which covers a wide variety of occupations. The "underinclusive" nature of the Governor's regime is another strike against it under the Constitution. *Piper*, 470 U.S. at 285 n.19.

Moreover, the Governor could use less restrictive means to advance his interest in protecting public safety. *See id.* at 284 & n.17 (explaining that when "deciding whether the discrimination bears a close or substantial relationship to the

⁷ <https://health.hawaii.gov/coronavirusdisease2019/what-you-should-know/current-situation-in-hawaii/> (last visited June 23, 2020).

State’s objective, the Court has considered the availability of less restrictive means” and that “the State may be required to achieve its legitimate goals without unnecessarily discriminating against nonresidents”). To be clear, the United States appreciates that Hawaii, unlike many other States, is generally reached by airplane, which raises particular public-health concerns. *See* 20-268 Opp. 6-7. But that alone cannot end the analysis, especially as the Governor does not subject those who travel by air between *islands* (as opposed to between *States*) to the self-quarantine mandate. The Governor is also considering whether to establish “‘travel corridors’ with certain international and mainland locations that have low COVID-19 case levels.” *Id.* at 9. All of this suggests it is possible to address the risks associated with air travel in a manner that is less burdensome for residents of the other 49 States.

More fundamentally, it appears that a close analogue to Hawaii—Alaska—is able to protect public health through less restrictive means. *Cf. Holt v. Hobbs*, 574 U.S. 352, 368-69 (2015) (fact that other jurisdictions let inmates grow ½-inch beards is relevant to determining whether less-restrictive means are for accommodating prisoner’s religious exercise). Alaska, like Hawaii, has a relatively low number of COVID-19 cases. Alaska, like Hawaii, is typically reached by airplane. Alaska, like Hawaii, imposes a 14-day self-quarantine mandate on those entering the State.

Governor Mike Dunleavy, *COVID-19 Mandate* § II (June 5, 2020).⁸ But Alaska, unlike Hawaii, provides out-of-state residents with alternatives to the self-quarantine: (i) they may produce test results showing they tested negative for COVID-19 shortly before departing for Alaska, (ii) they may test for COVID-19 upon arrival in Alaska and self-quarantine until they receive a negative test result, or (iii) they may provide evidence that they have tested positive for COVID-19 in the past and have recovered. *Id.*

In light of Alaska's regime, it is incumbent on the Governor to demonstrate why Hawaii cannot adopt a similar framework that both promotes public safety while not denying out-of-state residents the same freedoms in-state residents enjoy. Although the Governor has indicated his intention to adopt a similar plan, he has not done so yet.⁹ The fact that "testing is relatively costly" is no explanation; as the Governor admits, travelers could "bear the expense" in order to avoid the self-quarantine mandate. *See* Declaration of Sarah Y. Park ¶ 26, ECF No. 19-2, *For Our Rights* (No. 1:20-cv-00268-DKW-RT). Hawaii's "insufficient laboratory capacity" deserves more consideration, *id.* ¶ 25, but even that does not answer why thousands

⁸ <https://covid19.alaska.gov/wp-content/uploads/2020/06/06152020-COVID-MAN-DATE-010.pdf>.

⁹ *See* Ryan Kalei Tsuji et al, *VIDEO: Gov. David Ige and Aloha United Way's Lisa Kimura Join the COVID-19 Care Conversation*, STAR ADVERTISER (June 22, 2020), <https://www.staradvertiser.com/2020/06/22/breaking-news/watch-live-gov-david-ige-and-aloha-united-ways-lisa-kimura-join-the-covid-19-care-conversation/>.

of untested Hawaii residents may travel to Oahu to visit museums, eat at bars and restaurants, exercise at a gym of their choosing, and engage in other activities, while out-of-staters who tested *negative* for COVID-19 before entering Hawaii cannot engage in the same activities without unduly risking COVID-19 spread. Ultimately, it appears the Governor simply wants to take a more cautious approach than his Alaskan counterpart: he is concerned about “uncertainty” surrounding the accuracy of antibody testing, the risk that such testing would fail to reveal infections from traveling, and the fact Alaska has seen a rise in new cases since relaxing its self-quarantine mandate. *Id.*; 20-268 Opp. 9. But that preference for a more cautious approach, standing alone, cannot justify the Governor’s effective discrimination against out-of-state residents at this time.

In short, while Hawaii’s Governor may take reasonable steps to protect public safety during the COVID-19 pandemic, he must show that any measure imposed that has the practical effect of discriminating against out-of-staters under the Privileges and Immunities Clause bears a substantial relationship to that goal. As of now, he has not done so.

//

//

//

//

CONCLUSION

The Court should hold that the Hawaii Governor's sweeping 14-day self-quarantine mandate, which effectively discriminates against out-of-state residents, likely violates Article IV's Privileges and Immunities Clause.

DATED: June 23, 2020, at Honolulu, Hawaii.

Respectfully submitted,

ERIC S. DREIBAND
Assistant Attorney General

ALEXANDER V. MAUGERI
Deputy Assistant Attorney General

KENJI M. PRICE
United States Attorney

/s/ Sydney Spector

By _____
SYDNEY SPECTOR
Assistant United States Attorney

Attorneys for UNITED STATES OF
AMERICA



Committee on Commerce, Consumer Protection and Health
Chair Senator Rosalyn Baker, and Senator Stanley Chang, Vice Chair
Hearing on HB 2502, HD1, SD1 proposed

9:30 am, Thursday, June 25, 2020
Conference Room 329
State Capitol
415 South Beretania Street

TESTIMONY STRONGLY OPPOSING HB2502, HD1, SD1 proposed

Dear Chair Senator Rosalyn Baker, and Senator Stanley Chang, Vice Chair,

Please accept this testimony STRONGLY OPPOSING HB 2502, HD1, SD1 proposed for the following reasons:

1. There is no reason to believe that all legislators, city and county administrators, and other government officials will be subjected to these draconian testing requirements even though they travel more than the average citizen thus making members of the public true second-class citizens.
2. The Director of Health's sole authority to declare a public health emergency without any other governmental oversight is too broad and can lead to an abuse of power.
3. The excessive and unsupervised authority of the Director of Health is more broadly stated on page 5, line 1, where he can "take other action as deemed necessary to prevent, prepare for, respond to, mitigate and recover from a serious outbreak of communicable or dangerous disease." "Other action" can literally mean ANYTHING the Director decides. The current director is not even a medical doctor and is an unelected official who will do what he is told to do without regard to public opinion.

4. The mandatory testing, contact tracing, quarantine, screening, testing, and isolation of all travelers to the islands violate an individual's US Constitutional rights including the right to freely travel throughout the United States without being threatened with excessive fines and the individual privacy rights stated in Hawaii's Constitution.
5. The mandatory presentation of personal health demographic information can be misused, improperly secured, improperly disposed or entered into a DOH or CDC database without an individual's knowledge or consent, for unknown reasons, kept for any length of time, and used for undisclosed purposes.
6. The length of the emergency, even with a 90-day time limit, can be continuously extended beyond the 90 days, essentially holding all people in Hawaii captive.
7. The adoption of the proposed section 325-A in HB 2502, HD1, SD1 as interim rules and making these rules EXEMPT from the requirements of Chapter 91 and Chapter 201M effectively prevents and removes the rights of all citizens of Hawaii from testifying and participating in the rule making process.
8. The DOH's authority will be too broad and unrestrained. This bill allows the DOH to unilaterally amend the interim rules without allowing the public to participate or testify as required by Chapter 91 and Chapter 201M. This will allow the DOH to make any rule and or change any rule whenever it pleases, while the people will have no voice in the process. The DOH cannot be allowed to have absolute power over the people, their health, travel, school entry, employment or any other program that will be tied with the proposed rules and requirements of HB 2502, HD1, SD1.
9. The \$5000 penalty for violating any part of these rules are excessive and unfair compared to fines for other misdemeanors.
10. The Traveler's Screening special fund and the \$5000 fine is an underhanded way of stealing from tourists by having them pay for the costs of implementing this program under the proposed rules of HB 2502, HD1, SD1. This is shameful and will ultimately destroy the tourism industry rather than bring it back.
11. While HB 2502, HD1, SD1 states that all information will be confidential, but can be shared with various government and other contracted entities, the bill does not specifically include any fines or penalties for the DOH or its downstream contracted entities for releasing or disclosing confidential information either purposefully or accidentally, similar to the fines and penalties stated the HIPAA privacy laws.
12. Under the proposed rules under 325-2.5 (f) in HB 2502, HD1, SD1 any health-care associated infection held by the department should be subjected to subpoena, discovery or introduction as evidence in any civil or criminal proceeding. There is no reason to hide information if it is true and accurate especially if it is not confidential

information and if the hospital was reimbursed from the Centers for Medicare and Medicaid for services provided.

HFIC STRONGLY OPPOSES HB 2502, HD1, SD1 proposed.

Sincerely,

Teresa Chao founding member of HFIC



HAWAI'I LODGING & TOURISM
A S S O C I A T I O N

Testimony of

Mufi Hannemann

President & CEO

Hawai'i Lodging & Tourism Association

Senate Committee on Commerce, Consumer Protection, and Health

House Bill 2502 HD1 SD 1 Proposed

June 25, 2020

Dear Chair Baker and members of the Senate Committee on Commerce, Consumer Protection, and Health, mahalo for the opportunity to submit testimony on behalf of the Hawai'i Lodging & Tourism Association, the state's largest private sector visitor industry organization.

The Hawai'i Lodging & Tourism Association—nearly 700 members strong, representing more than 50,000 hotel rooms and nearly 40,000 lodging workers — is well aware of the need to implement safeguards and standards to protect Hawai'i's residents from possible exposure to the COVID-19 virus or any other communicable disease. For this reason, HLTA supports the current version of HB2502 HD1 SD1 proposed.

We are in a critical juncture where our community must shift our efforts from mitigation to one of recovery. Our local economy is on the brink of collapse, and the tourism industry must begin to rebuild if we are to avoid further damage to myriad business sectors. From the very beginning of the COVID-19 public health emergency, Hawai'i's tourism stakeholders have done their level best to comply with all government mandates. We are cognizant of the need for a comprehensive screening program if we are to reestablish trans-Pacific travel and believe that the funding provided through this legislation will bring us one step closer to reopening.

As the bill is currently written, we appreciate that the monies designated are being allocated from the TAT general fund and not from the monies earmarked to the counties or the tourism special fund. The Hawai'i Tourism Authority will play a critical role in our efforts to restore Hawai'i's tourism economy and attract quality visitors back to our state in a resilient and sustainable manner. Any attempt to reduce their funding would only be detrimental to the overarching effort to recover Hawai'i's economy, and HLTA would not be able to support a measure that would do this.

Mahalo for the opportunity to provide this testimony.



**Testimony to the Senate Committee on Commerce, Consumer Protection, and Health
Thursday, June 25, 2020; 9:30 a.m.
State Capitol, Conference Room 229**

RE: HOUSE BILL NO. 2502, HOUSE DRAFT 1, PROPOSED SENATE DRAFT 1, RELATING TO HEALTH.

Chair Baker, Vice Chair Chang, and Members of the Committee:

The Hawaii Primary Care Association (HPCA) is a 501(c)(3) organization established to advocate for, expand access to, and sustain high quality care through the statewide network of Community Health Centers throughout the State of Hawaii. The HPCA supports the intent of House Bill No. 2502, House Draft 1, Proposed Senate Draft 1, RELATING TO HEALTH, and **OFFERS PROPOSED AMENDMENTS** for your consideration.

By way of background, the HPCA represents Hawaii Federally-Qualified Health Centers (FQHCs). FQHCs provide desperately needed medical services at the frontlines in rural and underserved communities. Long considered champions for creating a more sustainable, integrated, and wellness-oriented system of health, FQHCs provide a more efficient, more effective and more comprehensive system of healthcare.

The bill, as received by your Committee, would allow the State Health Planning and Development Agency to adopt as a criterion the relationship to the existing health care system of an area, including the availability of workforce, as part of its certificate of need review.

The proposed Senate Draft 1, would authorize the Department of Health to screen, test, and monitor travelers, establish penalties for noncompliance, and create a funding mechanism that would utilize Transient Accommodations Tax revenues to implement this program.

At the outset, the HPCA supports the Proposed Senate Draft 1, to the extent that it would establish the infrastructure to protect our citizenry from the spread of COVID-19 and other diseases resulting from trans-Pacific travel to our State. This will be a vital component for the safe opening of our borders during this unprecedented crisis.

Be that as it may, the HPCA wishes to draw your attention to a problem that has recently surfaced concerning the State's efforts to protect its most vulnerable populations during the COVID crisis. Following efforts on the federal level to relax regulations on telehealth in both Medicare and Medicaid, the Governor suspended various statutes that specifically prohibited the use of telephone services from telehealth coverage. Government agencies found that for many of the elderly especially in rural areas, they do not have adequate access to computers, smart phones, and broadband connection to make traditional telehealth methods feasible. Also, because of geographic isolation, many find their land line telephone as their only link to health care providers. With the suspension of these statutes, the Department of Human Services has been able to establish procedures that allow for telephone services to be incorporated into the provision of health care services in Medicaid.

However, in recent weeks, two law suits have been filed seeking injunctive relief to stop the Governor's emergency declaration. Because part of the argument the plaintiffs are making questions whether the State continues to experience an emergency warranting the need for emergency powers, if successful, the Courts could conceivably stop emergency actions in their entirety. If that should happen, the suspension on the statutory provision prohibiting telephonic services under telehealth would cease and the Department of Human Services would no longer be able to allow Medicaid coverage for telehealth services provided by telephone. Furthermore, should this happen after Adjournment Sine Die of the Hawaii State Legislature, nothing could be done until the Legislature reconvenes again in January. Under that scenario, patients who rely on their land line telephone as their only means of obtaining health care services would be cut off entirely until the law could be amended next year.

Furthermore, on Tuesday, the United States Department of Justice filed an amicus brief opining that the Governor's Emergency Declaration violates, among other things, the Equal Protection Clause of the U.S. Constitution in its enforcement of the 14-day quarantine for resident and non-resident travelers. While the HPCA does not take any legal position on this, we note that the common law on this area is gray in light of the U.S. Supreme Court's recent decision in *South Bay United Pentecostal Church v. Gavin Newsom*, in which the Court determined on a 5 to 4 basis, that:

"Our Constitution principally entrusts 'the safety and the health of the people' to the politically accountable officials of the States 'to guard and protect'. When those officials 'undertake to act in areas fraught with medical and scientific uncertainties,' their latitude 'must be especially broad.' Where those broad limits are not exceeded, they should not be subject to second-guessing by an 'unelected federal judiciary', which lacks the background, competence, and expertise to assess public health and is not accountable to the people."

Arguably, the Hawaii Supreme Court is not bound to hold likewise in the pending litigation.

Because of this, the HPCA requests consideration of amending this bill to add a new part that would codify the suspension of the statutes that prohibit the use of telephone services under telehealth. This would ensure that if the Emergency Declaration is stopped by injunctive or administrative action, the Department of Human Services would continue to have the flexibility to allow telephonic services as part of telehealth coverage until such time as those statutes could be amended by the Legislature next year.

The HPCA is not asking for an expansion or change to what is currently allowed during the public health emergency. We are merely asking that the Department be given the statutory flexibility to continue to do what it already does even if the Courts decide differently.

It should be noted that the State of Colorado took similar action to repeal statutory prohibitions on the use of telephone services as part of telehealth coverage just last week, and that the federal government has made various representations on the need to continue the use of telephonic services as part of telehealth after the conclusion of the public health emergency.

Language proposing a new part to the bill follows:

SECTION 1. Section 346-59.1, Hawaii Revised Statutes, is amended by amending subsection (g) to read as follows:

"(g) For the purposes of this section:

"Distant site" means the location of the health care provider delivering services through telehealth at the time the services are provided.

"Health care provider" means a provider of services, as defined in title 42 United States Code section 1395x(u), a provider of medical and other health services, as defined in title 42 United States Code section 1395x(s), other practitioners licensed by the State and working within their scope of practice, and any other

person or organization who furnishes, bills, or is paid for health care in the normal course of business, including but not limited to primary care providers, mental health providers, oral health providers, physicians and osteopathic physicians licensed under chapter 453, advanced practice registered nurses licensed under chapter 457, psychologists licensed under chapter 465, and dentists licensed under chapter 448.

"Originating site" means the location where the patient is located, whether accompanied or not by a health care provider, at the time services are provided by a health care provider through telehealth, including but not limited to a health care provider's office, hospital, critical access hospital, rural health clinic, federally qualified health center, a patient's home, and other non-medical environments such as school-based health centers, university-based health centers, or the work location of a patient.

"Telehealth" means the use of telecommunications services, as defined in section 269-1, to encompass four modalities: store and forward technologies, remote monitoring, live consultation, and mobile health; and which shall include but not be limited to real-time video conferencing-based communication, secure interactive and non-interactive web-based communication, and secure asynchronous

information exchange, to transmit patient medical information, including diagnostic-quality digital images and laboratory results for medical interpretation and diagnosis, for the purpose of delivering enhanced health care services and information while a patient is at an originating site and the health care provider is at a distant site. [~~Standard telephone contacts, facsimile~~] Facsimile transmissions, or e-mail text, in combination or by itself, does not constitute a telehealth service for the purposes of this section."

SECTION 2. Section 431:10A-116.3, Hawaii Revised Statutes, is amended by amending subsection (g) to read as follows:

"(g) For the purposes of this section:

"Distant site" means the location of the health care provider delivering services through telehealth at the time the services are provided.

"Health care provider" means a provider of services, as defined in title 42 United States Code section 1395x(u), a provider of medical and other health services, as defined in title 42 United States Code section 1395x(s), other practitioners licensed by the State and working within their scope of practice, and any other person or organization who furnishes, bills, or is paid for health care in the normal course of business, including but not limited to

primary care providers, mental health providers, oral health providers, physicians and osteopathic physicians licensed under chapter 453, advanced practice registered nurses licensed under chapter 457, psychologists licensed under chapter 465, and dentists licensed under chapter 448.

"Originating site" means the location where the patient is located, whether accompanied or not by a health care provider, at the time services are provided by a health care provider through telehealth, including but not limited to a health care provider's office, hospital, health care facility, a patient's home, and other nonmedical environments such as school-based health centers, university-based health centers, or the work location of a patient.

"Telehealth" means the use of telecommunications services, as defined in section 269-1, to encompass four modalities: store and forward technologies, remote monitoring, live consultation, and mobile health; and which shall include but not be limited to real-time video conferencing-based communication, secure interactive and non-interactive web-based communication, and secure asynchronous information exchange, to transmit patient medical information, including diagnostic-quality digital images and laboratory results for medical interpretation and diagnosis, for the purpose of

delivering enhanced health care services and information while a patient is at an originating site and the health care provider is at a distant site. [~~Standard telephone contacts, facsimile~~] Facsimile transmissions, or e-mail text, in combination or by itself, does not constitute a telehealth service for the purposes of this chapter."

SECTION 3. Section 432:1-601.5, Hawaii Revised Statutes, is amended by amending subsection (g) to read as follows:

"(g) For the purposes of this section:

"Health care provider" means a provider of services, as defined in title 42 United States Code section 1395x(u), a provider of medical and other health services, as defined in title 42 United States Code section 1395x(s), other practitioners licensed by the State and working within their scope of practice, and any other person or organization who furnishes, bills, or is paid for health care in the normal course of business, including but not limited to primary care providers, mental health providers, oral health providers, physicians and osteopathic physicians licensed under chapter 453, advanced practice registered nurses licensed under chapter 457, psychologists licensed under chapter 465, and dentists licensed under chapter 448.

"Originating site" means the location where the patient is located, whether accompanied or not by a health care provider, at the time services are provided by a health care provider through telehealth, including but not limited to a health care provider's office, hospital, health care facility, a patient's home, and other nonmedical environments such as school-based health centers, university-based health centers, or the work location of a patient.

"Telehealth" means the use of telecommunications services, as defined in section 269-1, to encompass four modalities: store and forward technologies, remote monitoring, live consultation, and mobile health; and which shall include but not be limited to real-time video conferencing-based communication, secure interactive and non-interactive web-based communication, and secure asynchronous information exchange, to transmit patient medical information, including diagnostic-quality digital images and laboratory results for medical interpretation and diagnosis, for the purpose of delivering enhanced health care services and information while a patient is at an originating site and the health care provider is at a distant site. [~~Standard telephone contacts, facsimile~~] Facsimile transmissions, or e-mail text, in combination or by itself, does not constitute a telehealth service for the purposes of this chapter."

SECTION 4. Section 432D-23.5, Hawaii Revised Statutes, is amended by amending subsection (g) to read as follows:

"(g) For the purposes of this section:

"Distant site" means the location of the health care provider delivering services through telehealth at the time the services are provided.

"Health care provider" means a provider of services, as defined in title 42 United States Code section 1395x(u), a provider of medical and other health services, as defined in title 42 United States Code section 1395x(s), other practitioners licensed by the State and working within their scope of practice, and any other person or organization who furnishes, bills, or is paid for health care in the normal course of business, including but not limited to primary care providers, mental health providers, oral health providers, physicians and osteopathic physicians licensed under chapter 453, advanced practice registered nurses licensed under chapter 457, psychologists licensed under chapter 465, and dentists licensed under chapter 448.

"Originating site" means the location where the patient is located, whether accompanied or not by a health care provider, at the time services are provided by a health care provider through

telehealth, including but not limited to a health care provider's office, hospital, health care facility, a patient's home, and other nonmedical environments such as school-based health centers, university-based health centers, or the work location of a patient.

"Telehealth" means the use of telecommunications services, as defined in section 269-1, to encompass four modalities: store and forward technologies, remote monitoring, live consultation, and mobile health; and which shall include but not be limited to real-time video conferencing-based communication, secure interactive and non-interactive web-based communication, and secure asynchronous information exchange, to transmit patient medical information, including diagnostic-quality digital images and laboratory results for medical interpretation and diagnosis, for the purpose of delivering enhanced health care services and information while a patient is at an originating site and the health care provider is at a distant site. [~~Standard telephone contacts, facsimile~~] Facsimile transmissions, or e-mail text, in combination or by itself, does not constitute a telehealth service for the purposes of this chapter.

SECTION 5. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 6. This Act shall take effect upon its approval.

Testimony on House Bill No. 2502, Proposed Senate Draft 1
Thursday, June 25, 2020; 9:30 a.m.
Page 11

Thank you for the opportunity to testify. Should you have any questions, please do not hesitate to contact Public Affairs and Policy Director Erik K. Abe at 536-8442, or eabe@hawaiiipca.net.

**Written Testimony Presented Before the
Committee on Commerce, Consumer Protection, and Health**

**Hearing: June 25, 2020, 9:30 AM
State Capitol, Conference Room 229**

By Hawai‘i – American Nurses Association (Hawai‘i -ANA)



HB 2502, HD1, SD1 proposed - RELATING TO HEALTH

Senator Rosalyn H. Baker, Chair, Senator Stanley Chang, Vice Chair, and members of the Senate Committee on Commerce, Consumer Protection, and Health, thank you for this opportunity to provide testimony **in strong support of this proposed amended bill** to authorize the Department of Health to screen, test, and monitor inter-island, domestic, and international travelers, in an effort to contain or mitigate the spread of communicable or dangerous diseases in our state. This measure would also give the Department of Health authority to investigate, monitor, quarantine, and isolate travelers post-screening.

We are the Hawai‘i - American Nurses Association of Registered Nurses, of which there are over 17,000 working in Hawai‘i. We advocate for the nursing profession, as well as for the health of the community. The experience of this pandemic has obviously impacted our profession in a profound manner. We are in full support of our state government efforts, to anticipate and address such catastrophic healthcare needs in our island communities.

Communicable diseases such as Covid-19 are brought to our islands by travelers. The millions who have travel to Hawai‘i expect their healthcare needs would be addressed by our healthcare professionals and institutions while they are here. It has been a horrifying experience among nursing professionals to anticipate a surge in this disease that would call upon us to care for those travelers as well as our own population, because we know our healthcare system would be overwhelmed in short order. We watched as this happened in New York City as we scrambled in Hawai‘i to prepare for the worst possible scenario. We have been fortunate thus far and we have learned that timely and decisive actions by our government to prevent the contagions from entering and spreading in our community have been effective.

We respectfully request that HB2502, HD1, SD1 pass out of this committee such that these effective protections for the health of our community are fully authorized and available during this and future healthcare crises. Thank you for your continued support of healthcare professionals and our mutual advocacy for the vulnerable population of our islands.

Contact information for Hawai‘i – American Nurses Association:

President: Katie Kemp, BAN, RN-BC
Executive Director: Dr. Linda Beechinor, APRN-Rx, FNP-BC
phone (808) 779-3001
500 Lunalilo Home Road, #27-E
Honolulu Hawaii USA 96825

president@hawaii-ana.org
executivedirector@hawaii-ana.org

HB-2502-HD-1

Submitted on: 6/23/2020 1:09:19 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| lynne matusow | Individual | Support | No |

Comments:

I have read the proposed SD1 and fully support this bill. With the European Union now considering banning travelers from the United States because we do not have the virus under control, it is more important than ever that we test and quarantine/isolate all travelers coming from outside Hawaii. If the proposed European ban takes effect, many of these travelers will consider coming to Hawaii, from states where hospitalizations, death rates and positive tests are increasing. We need to protect our ohana and the aina.

lynne Matusow

HB-2502-HD-1

Submitted on: 6/23/2020 3:24:24 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Robert Oakley | Individual | Oppose | No |

Comments:

This is complete communist activity this covid is not near as bad as the regular flu and your treating it like it's the end of the world, your not gonna dictate and control is American citizens like China does , your communist governor is a wimp being controlled by the left . Wake up before us Americans rise up against this tyranny!!!! Open Hawai'i back up NOW

HB-2502-HD-1

Submitted on: 6/23/2020 3:38:04 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kandace Morrell | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 3:29:04 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kayle Carroll | Individual | Oppose | Yes |

Comments:

I STRONGLY oppose this bill. As a concerned mother and resident of O'ahu, any kind of vague language making anything permissible by the government in relation to my child or my families health, is not okay with me. This kind of vagueness leaves the door open to removing young children from their parents home because of a perceived public health threat. Giving anyone the power to do remove a family member against their will shouldn't sit right with anyone. As well, anything mandatory needs to be completely and utterly free of risk. This bill is a slippery slope. I urge those in power to hear our pleas & strongly consider opposing this bill.

HB-2502-HD-1

Submitted on: 6/23/2020 3:40:22 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Robyn Tanaka | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 3:56:28 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ben Cardon | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1 any infringement of my personal rights, especially the right to my personal medical freedom and what I allow into my body. I am also very troubled by the language, "other actions deemed necessary" which appears to give politicians unlimited power. Isn't that called tyranny? This seems to be a very one sided bill and I strongly oppose it.

HB-2502-HD-1

Submitted on: 6/23/2020 3:59:45 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------|--------------|--------------------|--------------------|
| brett sherwood | Individual | Oppose | No |

Comments:

Aloha!

I strongly oppose this bill. Its vague wording in the allowing the "director" to isolate and/or quarantine anyone even suspected of having an infection has major implications for possible abuse and misuse of this broad overreaching power. Furthermore, allowing "any action deemed necessary" is so vague and has possible abuse of power implications. We cannot pass this bill which gives a huge power to this agency to basically do whatever they want in regards to an infectious disease. These powers should remain in the hands of the governor with the 60 day limit to prevent abuse of power!

The latest information on covid-19 clearly indicate the mortality rates are very well inline with the seasonal flu. We should not be taking such draconian measures for an illness that has affected so very few people in the islands, the hospitalization rate is extremely low and so is the mortality rate. This is not in the best interest of the people of Hawaii and maintaining a free state. Its clearly a baby step toward mandatory vaccination laws should the director deem them necessary as well. Meanwhile we have granted immunity to liability for treatment of covid-19 and the side effects of the possible vaccination from it when its ready. We should invest in studying hydroxychloroquine to protect our kupuna, its used widely in France in many studies have shown its quite effective at the right dosage (very important, some studies have shown no positive effect, however they used a dosage way too high)

Furthermore the study from the lancet that said hydroxychloroquine did not have any benefit was REDACTED for massive misconduct!!

Let us be the first to protect hawaii, with truth, freedom and health, and use the medication hydroxychloroquine to protect to kupuna, and honor the freedom of our people and the constitution of the united states of america

HB-2502-HD-1

Submitted on: 6/23/2020 4:01:43 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Geneve Chong | Individual | Oppose | No |

Comments:

I strongly oppose this bill!

HB-2502-HD-1

Submitted on: 6/23/2020 4:25:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Cassandra Korte | Individual | Oppose | No |

Comments:

I strongly oppose this bill. Mandatory testing, tracking and quarantine is unconstitutional and completely infringes upon an individual's privacy and personal health information. It is ridiculous for the government to make these mandates during a time with a virus that has a recovery rate of 99.7% and a mortality rate of .26% and DROPPING. Individuals should not be prevented from building herd immunity to keep us all well. Also, suspending vaccine religious exemptions until 2026 is COMPLETELY unconstitutional and unacceptable for the state government to suspend. Government cannot interfere with our God given rights to exercise our religion, the body God gave us and vaccine religious exemptions. Government cannot mandate medical procedures that are not tailored to the individual, that is MEDICAL MALPRACTICE.

HB-2502-HD-1

Submitted on: 6/23/2020 4:28:16 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Erin Austin | Individual | Oppose | No |

Comments:

The DOH should not have the right to declare emergencies that have no end in sight. That is the job of our governor, not the DOH. The proposed language of quarantine and testing is also a direct violation of our constitutional rights. If you read the constitution it is not suspended in times of emergency; that alone makes this draconian and a complete over reach. This is not right. This is not 1984, although it is beginning to look that way.

HB-2502-HD-1

Submitted on: 6/23/2020 4:43:24 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Martina Hough | Individual | Oppose | No |

Comments:

Aloha from Kauai!

I would like to submit testimony in strong opposition to HB2502.

Though the early detection of communicable disease has emerged as something that is important to stopping an initial spread of illness, it raises many questions of civil rights violations.

Our civil rights, especially the ones relating to the integrity of our own bodies, our medical choices, vaccination, testing, being tracked, isolated, held against ones will, and put into quarantine house arrest, are very important issues that should not be taken lightly.

I for one believe that violation of our civil rights is unacceptable under the US Constituion and up until now under the Hawaii Constitution, and for good reason. We can not possibly be ready to create such a bill without carefully looking at every aspect of such a proposal and exploring all possible human consequences. Your duty as our State representatives and senators is to serve your communities and protect the people of Hawaii, and this includes holding our civil rights sacred. There are huge potential consequences here that must be explored at length.

Having an emergency system ready to act if necessary is a good idea, but it must surely work within civil rights perremeters, otherwise we're changing our course to becoming a police state where citizens have lost their most precious commodities, which are valued in the United States above all else.

Sincerely,

Martina Hough, Kauai

HB-2502-HD-1

Submitted on: 6/23/2020 4:51:58 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Hillary Sasaki | Individual | Oppose | No |

Comments:

I strongly oppose HB 2502 HD1 due to it being very unconstitutional.

HB-2502-HD-1

Submitted on: 6/23/2020 3:47:28 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---|---------------------------|---------------------------|
| John Moore | Testifying for Hawaiian Sustainability Foundation | Oppose | No |

Comments:

In 40 years of involvement in public policy throughout the world, I've never seen anything so horrific and tyrannical as HB2502. How can any human being vote to authorize unelected officials to take your children away from you as they see fit, and imprison anyone they suspect might have a virus?

Is there anyone in the Hawaii legislature who has actually read this bill? Seriously, this is the most egregious and blatant attack on civil liberties that I've ever seen or imagined.

Is there anyone in the Hawaii legislature who even understands that every human being has billions of viruses, bacteria, fungi, and microbes and submicrobes inside of us that play essential roles in digesting food, producing dopamine, serotonin, and other essential neurotransmitters and enzymes, and are vital to our immune system? These are not foreign armed invaders, they are part of our ecology.

HB2502 would authorize unelected officials to declare at their discretion the use of any means necessary to protect the public against any suspected virus or microscopic particle with minimal oversight. HB2502 is pure tyranny.

HB-2502-HD-1

Submitted on: 6/23/2020 4:56:55 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Elyse Warren | Individual | Oppose | No |

Comments:

I strongly oppose.

HB-2502-HD-1

Submitted on: 6/23/2020 5:12:23 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| michelle andrews | Individual | Oppose | No |

Comments:

I strongly oppose because I believe that it is unconstitutional.

HB-2502-HD-1

Submitted on: 6/23/2020 5:25:58 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kawailehua pakjake | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE HB2502 bill. The bill is a direct violation and over reach of the government. It strips the people is their US constitutional rights and Hawai'i State Consitutional rights.

For example, the 4th amendment which states: The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue, but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things which are seized.

The Declaration of Independence allows governments to secure the rights of the people, NOT protect Public Heath, not govern over it. Government may only govern with the consent of the governed (the people). The government does not hold the right to make health decisions for the people or use any forced medical interventions. The HB2502 bill directly forces medics interventions on the people. This bill clearly violates our freedoms and withholds human rights.

By voting yes, you are NOT upholding the rights of the people and the constitutions you swore to uphold when taking office. Again, I strongly OPPOSE bill HB2502.

HB-2502-HD-1

Submitted on: 6/23/2020 5:28:19 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jenny Caban | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1. The recent actions taken by the state with COVID-19 has been disproportionate. According to the CDC, the death rate worldwide is 0.26% which is similar to a very bad flu season. We've allowed the state to destroy our local economy and infringe on peoples' liberties over a virus that although is highly infectious, has a very high recovery rate. For this reason, I am against HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/23/2020 5:29:29 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Abigail Hamman | Individual | Oppose | No |

Comments:

The proposed bill HB2502 is another shocking and egregious example of governmental over-reach and tyranny. This bill is a power grab. It is trying to claim the government has the right to screen all travelers entering or existing Hawaii, subjecting them to intrusive questionnaires, testing, investigating, monitoring, quarantining and isolation. It claims the right to do this under the pretext of protecting "public health." This bill is a blatant violation of our unalienable, sovereign human rights, including some which are enshrined in the US Constitution and Hawaii State Constitution, such as the 4th amendment right to be secure in our person without being subject to searches and seizures (unless there is a warrant based on probable cause). As stated clearly in one of the founding documents of this nation, the Declaration of Independence, governments are only instituted to secure the rights of the people (not to protect public health) and may only govern with the consent of the governed. On both counts, this bill misses the mark; it violates the rights of the people and it does so without the consent of the governed. Government does not have the power, and may never try to claim the power, to make health decisions for people or to use forced medical interventions. The proposed procedures in this bill fall under the definition of forced medical interventions. This bill destroys our freedom, destroys human rights and changes the nature of our government from a democratic one, which serves the people and protects our rights, to a dictatorial one, which controls the people and violates our rights.

The voting of yes on this bill would be a outrageous betrayal of your oath of office and to the spirit of freedom and human rights, which so many have given their lives to promote.

The evidence shows the Government over-reacted to COVID and caused much tangible damage to the people of Hawaii with its lockdown restrictions, including an increase in depression, anxiety, stress, domestic violence, child abuse and suicide. Come out of fear and THINK CLEARLY. Do not give the Government more power, permanent power, to monitor our lives indefinitely.

HB-2502-HD-1

Submitted on: 6/23/2020 5:34:09 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Deja Antonio | Individual | Oppose | No |

Comments:

I strongly oppose the bill HB2502. This bill opens the door to allow the state to mandate a covid-19 vaccine which directly impedes medical freedom and religious freedom. No one should be forced to submit to a vaccine which poses a risk to the health to some if not all persons who take it (as outlined in every vaccines side effect insert).

HB-2502-HD-1

Submitted on: 6/23/2020 5:34:50 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jackie Brillhante | Individual | Oppose | No |

Comments:

Testing should not be mandatory. Each individual should have a say of any type of medical equipment entering the body including a swab. Especially knowing that certain test kits have been contaminated with COVID.

i strongly oppose this bill

HB-2502-HD-1

Submitted on: 6/23/2020 5:39:26 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Celine Abell | Individual | Oppose | No |

Comments:

This bill violates our personal health freedoms. This is unconstitutional, unjust, and an abomination to our rights as American citizens. Please, rethink what this bill constitutes and how it will affect individual's lives and well-being.

HB-2502-HD-1

Submitted on: 6/23/2020 5:41:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Do Huber | Individual | Oppose | No |

Comments:

I am deeply opposed to this bill. It is a complete violation of U.S. Constitutional rights. **Freedom of movement under United States law** is governed primarily by the [Privileges and Immunities Clause](#) of the [United States Constitution](#) which states, "The Citizens of each State shall be entitled to all Privileges and Immunities of Citizens in the several States." Since the [circuit court](#) ruling in [Corfield v. Coryell, 6 Fed. Cas. 546](#) (1823), [freedom of movement](#) has been judicially recognized as a fundamental Constitutional right. I own a deeded proptery on Kauai and have been unable to use it because on the unreasonanble actions of Gov Ige. 17 people have died last time I checked 6-23-2020. More people have died from the flu in past years and car accidents and nothing was shut down or cars banned like he's banned travel today. He has killed the economy and property values. You don't quarantine the healthy. What this bill sounds like is Nazi Germany.

HB-2502-HD-1

Submitted on: 6/23/2020 5:42:58 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Randi | Individual | Oppose | No |

Comments:

The proposed bill HB2502 is another shocking and egregious example of governmental over-reach and tyranny. This bill is a power grab. It is trying to claim the government has the right to screen all travelers entering or existing Hawaii, subjecting them to intrusive questionnaires, testing, investigating, monitoring, quarantining and isolation. It claims the right to do this under the pretext of protecting "public health." This bill is a blatant violation of our unalienable, sovereign human rights, including some which are enshrined in the US Constitution and Hawaii State Constitution, such as the 4th amendment right to be secure in our person without being subject to searches and seizures (unless there is a warrant based on probable cause). As stated clearly in one of the founding documents of this nation, the Declaration of Independence, governments are only instituted to secure the rights of the people (not to protect public health) and may only govern with the consent of the governed. On both counts, this bill misses the mark; it violates the rights of the people and it does so without the consent of the governed. Government does not have the power, and may never try to claim the power, to make health decisions for people or to use forced medical interventions. The proposed procedures in this bill fall under the definition of forced medical interventions. This bill destroys our freedom, destroys human rights and changes the nature of our government from a democratic one, which serves the people and protects our rights, to a dictatorial one, which controls the people and violates our rights.

The voting of yes on this bill would be a outrageous betrayal of your oath of office and to the spirit of freedom and human rights, which so many have given their lives to promote.

The evidence shows the Government over-reacted to COVID and caused much tangible damage to the people of Hawaii with its lockdown restrictions, including an increase in depression, anxiety, stress, domestic violence, child abuse and suicide. Come out of fear and THINK CLEARLY. Do not give the Government more power, permanent power, to monitor our lives indefinitely.

HB-2502-HD-1

Submitted on: 6/23/2020 5:43:52 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kelsea Klein | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE THIS BILL. I believe in medical freedom in what to choose for our bodies and our children's bodies. I don't believe in force of action in taking away our freedom in where our country stands on. It's sad to see that slowly be taken away. This is why I strongly oppose this bill.

HB-2502-HD-1

Submitted on: 6/23/2020 5:44:01 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Michelle Shanks | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 5:45:41 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Marichris Diga-Lazo | Individual | Oppose | No |

Comments:

A violation of constitutional rights

HB-2502-HD-1

Submitted on: 6/23/2020 5:53:34 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Leilani Diga | Individual | Oppose | No |

Comments:

it's a violation of our constitution rights.

HB-2502-HD-1

Submitted on: 6/23/2020 6:00:45 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Diane Nahl | Individual | Oppose | No |

Comments:

HB2502 is a very troubling measure that represents extreme overreaching of authority over citizen's freedoms to remain in their own homes if they are infected with COVID-19 or any other illness. It isn't clear whether the measure would restrain individuals, by removing them from a residence for almost any health cause. The virus is not a quarantine threat to the State and to citizens. With a statewide death toll of 17 for the entire virus experience it is absolutely wrong to introduce draconian measures to restrict people from their homes. There is no valid reason to enact this bill. The state has overreached in all areas through over extending rolling lockdowns, ruining the economy and impoverishing citizens, not allowing people to earn a living, and requiring deadly masks when the cases are so few Hawaii is at the top of the list of safest states in the entire nation. This bill should never be enacted because it is trying to solve a problem that does not exist and will never exist. The projections of a deadly virus were all over stated. One cannot honestly claim the precautions forced upon the population caused the low case rate and extremely low death rate. There is no proof of that. Correlation does not equate to causation. Anyone arguing the restrictions we endured and still endure made the difference is appealing to emotion not to data. The state simply wants to control the movements, quality of life and freedom of its residents in a pretense of preventing overwhelming the medical system. There are no facts to support that rationale. The virus is not worse than flu. Now you will try to restrict everyone for influenza or pneumonia or something else because you will be empowered to restrict. The Constitution does not permit such restrictions and if this becomes law it will be immediately challenged in court. There is no meaningful justification for this bill.

HB-2502-HD-1

Submitted on: 6/23/2020 5:56:34 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lianne Blas | Individual | Oppose | No |

Comments:

By passing this bill, it will be in violation of my constitutional rights!!!!

HB-2502-HD-1

Submitted on: 6/23/2020 5:53:38 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| chelsea maae | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1!

HB-2502-HD-1

Submitted on: 6/23/2020 5:36:51 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| AC | Individual | Oppose | No |

Comments:

Using funding and directing the Hawaii government's attention to create policy for HB2502 SD1 and later attempt to implement this bill on the people is a complete disgrace and an overstep by the government to tread on the medical freedoms of free humans who wish to travel to Hawaii. How shameful that after months of Hawaii residents being out of work that it was decided that this is where funds are being allocated. The \$1.2 BILLION that Governor Ige received from the CARES Act is being used to breach on the privacy of others, not to help the people as it was intended.

Since when did the Department of Health have the right to screen, test, and monitor travelers? The answer is never and this has never been allowed because the US Constitution which grants American citizens their 4th amendment right since 1791 states "the right of the people to be secure in their persons...against unreasonable searches and seizures." The idea that the Department of Health can have the right to impose these mandates on a free person is completely out of line and absolutely will not be tolerated, this is unlawful.

The bill proposal also states there shall be penalties for noncompliance. Why should a visitor who is contributing to the Hawaiian economy have to pay for not complying to an unconstitutional threat by the Hawaii government? Why is it acceptable for a travelers screening special fund and funds from transient accomodations tax revenues to go towards this measure? What a selfish way to spend tax money after Hawaii now has the third highest unemployment rate in the country at 22.3%, and growing every day due to an extended lockdown.

The voting yes on this bill would be not only outrageous overreach in regards to the privacy and medical freedoms of travelers, it would also greatly affect our economy. Travelers will not want to visit this state if they are required to adhere to such strict and unecessary standards. Businesses will close and exit the island if they can no longer afford to service the tourists that they are used to each season.

What I find the most curious is that this bill was introduced and passed its first reading on January 23, 2020 - merely three days after the first case of Covid was reported thousands of miles away in Washington state. How did the Hawaii government know that this disease would spread if it was just discovered 3 days before the bill was introduced? Why would the Hawaii government commit to implementing such advanced

technology and strict security measures if the world knew nothing about the virus yet? Sounds like there was some orchestration behind the scenes that is being revealed to the public each and every day, we are more aware than you think.

The people of Hawaii are already furious with the unlawful lockdown, especially after the evidence has been made clear by appointed health experts that the virus was not as big a threat as originally suggested. Hawaii had some of the lowest death rates in the country and yet the Hawaii government still chooses to fear monger the people by extending this false medical narrative and stringing the people along. The face masks, social distancing, the lockdown - all of it is a complete government overreach that has resulted in suicides, domestic abuse, child abuse, unemployment, and depression. This ridiculous bill would just add to the disastrous pile of how the Hawaii government is FAILING the people. We are watching and we are awake.

HB-2502-HD-1

Submitted on: 6/24/2020 7:28:11 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| micah mahikoa | Individual | Oppose | No |

Comments:

I strongly oppose HB2502

HB-2502-HD-1

Submitted on: 6/23/2020 6:18:20 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| ashley stamm | Individual | Oppose | No |

Comments:

i strongly oppose HB2502 HD1. I believe we have our own personal rights to what goes into our bodies, and forcing vaccines IS NOT THE WAY! Give us our freedom!

HB-2502-HD-1

Submitted on: 6/23/2020 6:15:39 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------|---------------------|---------------------------|---------------------------|
| Jenifer S Valenzuela | Individual | Oppose | No |

Comments:

This is not making us a free country. I oppose because I do not consent for anybody to decide for my life or my family's life.

HB-2502-HD-1

Submitted on: 6/23/2020 6:25:34 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| ashlyn | Individual | Oppose | No |

Comments:

I strongly oppose this bill! This is unconstitutional! we should have freedom over our own bodies as well as freedom of choice! Mandatory vaccination is a big violation! PLEASE! do not pass this bill! Vaccines itself is not safe and effective as well as containing a bunch of toxic ingredients! Also containing aborted fetal cells! we should not be forced to do something against our will! america is the land of the "FREE." We should simply have a choice over our own body! thank you for taking time to read this!

HB-2502-HD-1

Submitted on: 6/23/2020 6:27:53 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Angela Cezar | Individual | Oppose | No |

Comments:

I strongly oppose this for this is a violation of the Fourth Amendment Right of Privacy and the 14th Amendment's Equal Protection Clause for singling out a particular class of individuals which is written on the US Constitution.

HB-2502-HD-1

Submitted on: 6/23/2020 6:18:53 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Leianah Kahahawai | Individual | Oppose | No |

Comments:

Oppose! This is so unconstitutional!

HB-2502-HD-1

Submitted on: 6/23/2020 6:40:06 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Krystal Yasukawa | Individual | Oppose | No |

Comments:

I do not agree with this bill due to the following:

- Testing should not be mandatory. Testing should be recommended upon individual showing symptoms of COVID.
- This Bill should also be clear that under an emergency, there WILL NOT be any mandatory vaccinations, as that breaches individuals rights.

HB-2502-HD-1

Submitted on: 6/23/2020 6:29:09 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Misty Cluett | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Misty Cluett

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Misty Cluett and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is ***** (redacted for privacy), Kalaheo, HI 96741. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading

infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 6:51:22 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Katherine Guzman | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 6:44:21 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Meghan Ganser | Individual | Oppose | No |

Comments:

The success and wellness of our human family, including yours, is bound together. It is human connection that keeps us truly well; the lack of connection makes us sick. Should you choose to pass this Bill you will see your own loved ones lose their freedoms, and very possibly you will lose your freedom as well. Wellness is not deterined by your smart technology, it cannot be mapped. Our human family is capable of caring for ourselves. Shame on you for asserting your will over millions, when so few have been given the chance to oppose or even consider the implications of this Bill. I strongly oppose this Bill for the free and healthy future of all living beings.

HB-2502-HD-1

Submitted on: 6/23/2020 7:07:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| gretchen | Individual | Oppose | No |

Comments:

I strongly oppose this bill. Please oppose. Thank you.

HB-2502-HD-1

Submitted on: 6/23/2020 7:17:52 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Chabrielle Quezon | Individual | Oppose | No |

Comments:

I strongly oppose this bill because I strongly believe every individual should be able to CHOOSE what goes into our bodies along with having the choice for our CHILDREN. Taking away our right to choose and FREEDOM is utterly wrong and inhumane.

HB-2502-HD-1

Submitted on: 6/23/2020 7:05:44 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| lauren park | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/23/2020 7:18:56 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| nicole garza | Individual | Oppose | No |

Comments:

I am contacting you to express my concerns regarding the upcoming hearing HB2502 HD1.

I implore you to oppose or dismiss HB2502 HD1 as it Violates many privacy rights as well as the freedom of choice!

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Anna Gildenhart
DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Anna and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is ***** (redacted for privacy), [yourcity], HI [yourzip]. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an

order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

- "(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;
- (3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B-8;
- (4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018-11;
- (A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;
- (B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub-account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 7:22:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jamie Toyofuku | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is [yourname] and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is ***** (redacted for privacy), [yourcity], HI [yourzip]. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to

provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 7:31:08 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| meredith murphy | Individual | Oppose | No |

Comments:

this would be devastating. Impossible to see ohana.

HB-2502-HD-1

Submitted on: 6/23/2020 7:25:51 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Malia | Individual | Oppose | No |

Comments:

I strongly oppose this bill.

HB-2502-HD-1

Submitted on: 6/23/2020 7:39:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Meghan Leialoha Au | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Meghan Leialoha Au

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Meghan Leialoha Au and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 1467 Kiukee Place, Kailua, HI, 96734. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 7:32:35 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amber Furchess | Individual | Oppose | No |

Comments:

I very strongly oppose HB2502 HD1.
This bill goes against our constitutional rights.

Please vote no.
Mahalo

HB-2502-HD-1

Submitted on: 6/23/2020 7:40:05 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------------|--------------|--------------------|--------------------|
| Jeanne-Marie Y Coloma | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Jeanne-Marie Coloma

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Jeanne-Marie Coloma and I am a resident of the State of Hawaii in the County of Kaua'i. My physical address is 2891-H Kamookoa Road, Kilauea, HI 96754. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof

by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 7:42:38 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jen Myers | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1, this goes against all rights we have as people and for our own body. This is all about control and nothing more.

HB-2502-HD-1

Submitted on: 6/23/2020 7:41:58 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| nawailoahi | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 7:46:49 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Christian R Grado | Individual | Oppose | No |

Comments:

These restrictions are unconstitutional and should not be written into law.

HB-2502-HD-1

Submitted on: 6/23/2020 7:49:48 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alan Koons | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Alan Koons

DATE: Wednesday June 23, 2020

Hello,

My name is Alan Koons and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is ***** (redacted for privacy) Kailua-Kona, HI. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to

provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Alan Koons

HB-2502-HD-1

Submitted on: 6/23/2020 7:42:39 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Chris Dudley | Individual | Oppose | No |

Comments:

I strongly appose this bill as it is a severe infringement on our civil rights.

HB-2502-HD-1

Submitted on: 6/23/2020 7:50:35 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Shelley Kasprick | Individual | Oppose | No |

Comments:

I strongly oppose this bill, as a United States Citizen, due to the nature and degree of privacy violations and the open door created for bypassing the necessary and intentional process of check and balances in the United States Government and Constitution. Even in the event of a pandemic, or emergency, the United States Constitution and the rights afforded US Citizens do not cease to exist, rather they exist for this exact reason, to protect the citizens from government overreach and and to ensure legislative due process is upheld.

HB-2502-HD-1

Submitted on: 6/23/2020 7:50:07 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Janice Goodnight | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 7:50:45 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| tiffany kessner | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1. This bill is a far reach and completely infringes on basic rights. HB2502 leaves the flood gates open to all sorts of unwarranted privacy and health violations, leaving little to no room for informed consent or public oversight of the eventual rollout of a covid19 vaccination. This bill is tyrannical at the least. Forcing travelers to disclose personal information or pay a fine will have a huge and detrimental financial impact on our already fragile economy.

HB-2502-HD-1

Submitted on: 6/23/2020 7:56:09 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| krystle ilar | Individual | Oppose | No |

Comments:

I OPPOSE!

HB-2502-HD-1

Submitted on: 6/23/2020 7:56:25 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sarah Ezcurra | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Sarah Ezcurra

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Sarah Ezcurra and I am a resident of the State of Hawaii in the County of Maui, in Kihei, 96753. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Sincerely,

Sarah Ezcurra

HB-2502-HD-1

Submitted on: 6/23/2020 7:50:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| karen | Individual | Oppose | No |

Comments:

I am highly against HB2502 HD1. This is against human rights. I will not be a guinea pig for this vaccine nor will I use my stimulus money to pay for this.

HB-2502-HD-1

Submitted on: 6/23/2020 7:58:53 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nicole Mosk | Individual | Oppose | No |

Comments:

I strongly oppose this bill!!!

HB-2502-HD-1

Submitted on: 6/23/2020 8:02:54 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lila Metzger | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Lila Metzger

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Lila Metzger and I am a born and raised resident of the State of Hawaii in the County of Kauai. My physical address is 2-2535 Kaumualii HI, 96741. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 8:03:02 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Christine Battad | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 8:03:23 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Stasia | Individual | Oppose | No |

Comments:

I strongly oppose HB 2502. It is a major violation of our constitutional rights, and leaves the door FAR too open for extreme measures in the face of an "emergency." Even in emergencies there need to be STRICT and DEFINED limitations to the power of the state to violate our constitutional rights. There also needs to be a very specific ordinance on what can be defined and declared as an emergency. This bill is not sufficient.

Mahalo,
Stasia Estep

HB-2502-HD-1

Submitted on: 6/23/2020 7:57:58 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rebecca Miller | Individual | Oppose | No |

Comments:

TESTIFIER: Rebecca S. Miller

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Rebecca Miller and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is 6020 Koolau Rd., Anahola, HI 96703. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to

protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection,

preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

This appears to be an attempt at money laundering for uses unknown to the taxpayers. This bill is very suspicious as it takes place the day before the court case against Governor Ige. And it seems to have been put together very rapidly without much time to consider the bill.

Thank you for hearing my testimony AGAINST HB 2502.

Rebecca Miller, Anahola, HI 96703

HB-2502-HD-1

Submitted on: 6/23/2020 8:06:05 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kianna Roosevelt | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE THIS BILL!

As a United States Citizen, due to the degree of privacy violations and the open door created for bypassing the necessary and intentional process of checks and balances in the United States Government and Constitution.

Even in the event of a pandemic, or state of emergency, the United States Constitution and the rights provided as a US Citizens do not cease to exist, rather they exist for this exact reason, to protect the citizens from government over use of power and to ensure due legislative process is sustained.

I STRONGLY OPPOSE THIS BILL.

A PROUD citizen of the United States of America

Kianna Roosevelt

HB-2502-HD-1

Submitted on: 6/23/2020 8:06:08 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Robin Swift Rohrer | Individual | Oppose | No |

Comments:

I strongly oppose this bill. It violates my HIPPA rights and my constitutional right to my own body. I don't agree with mandatory testing, mandatory vaccinations or any type of tracing of my personal medical information. Please stop removing my rights to privacy. If you care about us citizens you will stop this madness.

HB-2502-HD-1

Submitted on: 6/23/2020 8:08:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nicholas Emrich | Individual | Oppose | No |

Comments:

As a new Hawaii resident I oppose this draconian approach to control Covid-19. The original campaign was to slow the spread. Because everyone knows it can't totally be stopped. It's an invisible enemy. I'm sure my words will fall on deaf ears, because it's apparent nobody wants to challenge King, excuse me, Governor Ige. What draws so many people to Hawaii is the fact that it has a feeling of another country. But it is NOT another country. It is the United States. Therefore I would implore the members to protect their citizens' rights per the United States Constitution. Thank you.

HB-2502-HD-1

Submitted on: 6/23/2020 8:07:23 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| DONNIE BECKER | Individual | Oppose | Yes |

Comments:

OPPOSE THIS BILL NOW.....

BEFORE ITS TO LATE FOR ALL OF US IN HAWAII.....

HB-2502-HD-1

Submitted on: 6/23/2020 8:13:35 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Caleb Satterfield | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1

HB-2502-HD-1

Submitted on: 6/23/2020 8:12:56 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| lisa hand | Individual | Oppose | No |

Comments:

I strongly oppose this unconstitutional bill and find it detrimental to the well being Of the state.

HB-2502-HD-1

Submitted on: 6/23/2020 8:16:24 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Joshua Trisko | Individual | Oppose | No |

Comments:

HB2502 SD1 gives one individual too much power over citizens rights and the person (DOH) will have the ability to subvert HIPAA laws by being able to disclose individual's information. The State of Hawaii will become a police state of fear over a virus or communicable disease that one individual deems worthy. It could begin to discriminate people and in my case, displace families that need to regularly travel for work and family reasons. I formally and adamantly oppose this form of the Bill.

Sincerely,

Joshua Trisko

HB-2502-HD-1

Submitted on: 6/23/2020 8:14:40 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|--|---------------------------|---------------------------|
| Anna Morozov | Testifying for ALOHA Kauai Yoga and Peace Festival | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Anna Morozov

DATE: Tuesday, June 23, 2020

Aloha,

My name is Anna Morozov and I am a resident of the State of Hawaii in the County of Kauai. My physical address is *** (redacted for privacy), Lihue, HI 96766. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.**

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. I AM American Citizen and Freedom is Essence of America!

According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on SUSPICION, if they are “deemed by the department to be ... at higher risk of infection, or at risk for

spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms! THIS IS TYRANNY!

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

WE ARE ALL AMERICAN CITIZENS and this Bill will Undermin ALL what USA is!

Citizens of America are watching very closely this process!

Please don't let Democracy and American Freedom be striped away by Fear!

God Be with You

HB-2502-HD-1

Submitted on: 6/23/2020 8:20:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dawn Poiani | Individual | Oppose | No |

Comments:

I oppose HB 2502 HD1

The language in this bill is vague and provides unlimited power to the department of health and bypasses legislative oversight. It allows the Department of Health to add new vaccines to the school required vaccine schedule without public testimony, and does not have any breaks preventing forced medical breaches of our individual liberties or freedom. This is a highway bill to forced isolation or quarantine and forced vaccinations without consideration to personal options or freedom. This bill does not address children and how an infected child will be managed. Will they be removed from the parents care? Who will care for the child? Will parents have rights to their child's care and medical decisions? When a person is forced into quarantine where do they go? Will the individual lose all rights to informed consent when it comes to treatment and prevention of disease? With the Covid vaccine essentially being fast tracked and skipping important safety protocols, This bill leads to the potential of forced vaccination of a dangerous vaccine. This bill in current language is dangerous and erode our freedom and provides a total free pass to a few Department of Health decision makers for the entire state. It is important that all medical policies for the state have lots of checks and balances. This bill destroys legislative oversight and public input.

Dawn Poiani

Honolulu, HI 96813

HB-2502-HD-1

Submitted on: 6/23/2020 8:22:45 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kimberly Jaskot | Individual | Oppose | No |

Comments:

I STRONGLY oppose HB2502 HD1!

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Eric Cluett

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Eric Cluett and I am a resident of the State of Hawaii in the County of Kauai. My physical address is ***** (redacted for privacy), Kalaheo, HI 96741. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease,

and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the

proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 8:28:51 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Carl Borders | Individual | Oppose | No |

Comments:

I oppose this bill in the strongest terms possible. Any affront that is to be made to the constitution of the United States and the guaranteed rights of its inhabitants must be made under no other than an existential threat to our survival. Now after four some odd months of data collection, this virus, considered a "pandemic" since day one has proven decidedly no more a pandemic, nor deadly nor adverse by any measure than the seasonal flu. There is absolutely no qualification or justification for continued measures that serve no purpose other than to stymie the movement of free people as guaranteed under the constitution of the country--the highest law of the land. This is patently obvious. Any continued legislative efforts ignoring the acquired data of the official arbiters of the virus related statistics, namely the CDC, to hardly mention the plethora of unofficial sources from upstanding institutions around the country is also an affront to science, reason, and common sense.

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Jennifer Malloy

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Jennifer Malloy and I am a resident of the State of Hawaii in the County of Maui. My physical address is in Lahaina, Maui, HI. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 201B—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Regards,



HB-2502-HD-1

Submitted on: 6/23/2020 8:32:45 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| taylor | Individual | Oppose | No |

Comments:

This act is against our constitutional rights and will also continue to lead into many other issues that this government continues to sweep under the rug. I strongly oppose.

HB-2502-HD-1

Submitted on: 6/23/2020 8:33:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Hoku Vasconcellos | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 8:29:38 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Cari Coetzee | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 8:37:01 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------------|---------------------|---------------------------|---------------------------|
| ALICE R BENNETT-MORAN | Individual | Oppose | No |

Comments:

Regarding: "...the director may declare a public health emergency, by written declaration, which shall set forth the reasons therefore, (1) and exercise the following powers: Require provider reporting, screening, testing, contact tracing, quarantine, and isolation of persons deemed by the department to be infected, at higher risk of infection, or at risk for spreading infection; "

I am vehemently opposed to this Bill. The government at NO time should have the right to isolate a citizen against their will.

HB-2502-HD-1

Submitted on: 6/23/2020 8:34:22 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Julianne King | Individual | Oppose | No |

Comments:

I strongly object to HB 2502.

This is a dangerous and over reaching bill that does not take into account those people who cannot manage vaccines. Our son was documented vaccine injured.

please do NOT rush through this bill.

aloha

Julianne King

HB-2502-HD-1

Submitted on: 6/23/2020 8:40:05 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| karen mavec | Individual | Oppose | No |

Comments:

I strongly oppose this "gut and replace" bill that violates my Constitutional Rights. It is unconscionable that it is even being considered!!

HB-2502-HD-1

Submitted on: 6/23/2020 8:37:36 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Carl R Wieslander | Individual | Oppose | No |

Comments:

This is not a communist coutry!!

We have freedoms!

You cannot take people away from their family and force them into isolation.

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Ryan Thompson

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Ryan Thompson and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is ***** (redacted for privacy), Pahoia, HI 96778. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease,

and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the

proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Sincerely,

R
y
a
n

T
h
o
m
p
s

HB-2502-HD-1

Submitted on: 6/23/2020 8:41:36 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Malia Boersma | Individual | Oppose | No |

Comments:

Oppose!

this is wrong and is not in the best interest of our health!

HB-2502-HD-1

Submitted on: 6/23/2020 8:42:23 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alana mears | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Alana Mears

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Alana Mears and I am a resident of the State of Hawaii in the County of Kauai. My physical address is ***** (redacted for privacy), Kalaheo HI 96741. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony.
sincerely,

Alana Mears

HB-2502-HD-1

Submitted on: 6/23/2020 8:43:58 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jarme | Individual | Oppose | No |

Comments:

Aloha,

As a RN and a mother of 3 I find several aspects of this bill very concerning. I am a resident of Hawaii and have lived on Oahu for 32 years, I want to protect the islands and it's people. However, I do not believe the DOH should have the sole right and responsibility to determine a public health emergency and if and when we the people should need to isolate or quarantine. I believe that not any one group or individual should shoulder that responsibility as the impact to the islands as we have seen with Covid is absolutely horrendous and devastating to many. The governor needs to be included as a check and balance for the DOH and so that indeed a best decision can be made for all.

The other part of this bill that is very disturbing to me is the potential to separate parent(s) from their child(ren) if one individual tests positive and another does not. As a foster parent with CPS and Catholic Charities Hale Malama for many years, I absolutely feel this is unacceptable and wrong! There needs to be written language in the bill to prevent that from happening and an alternative method offered if isolation or quarantine is necessary other than separation. The emotional trauma of having that happen to a child is not an acceptable risk.

Thank you for considering my points.

HB-2502-HD-1

Submitted on: 6/23/2020 8:48:30 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dawn Diviniste | Individual | Oppose | No |

Comments:

I strongly oppose hb2502.

Please disintegrate this immediately as it is unconstitutional.

Thank you,

Dawn Diviniste

HB-2502-HD-1

Submitted on: 6/23/2020 8:54:53 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Beckley Dye | Individual | Oppose | No |

Comments:

I Strongly Oppose HB2501. Please stop this bill.

HB-2502-HD-1

Submitted on: 6/23/2020 8:53:01 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| christy Kalama | Individual | Oppose | Yes |

Comments:

Aloha

Let me just start by saying how much I love when poorly erected, barely breathing, belly inflated people write health mandates. Hilarious! Not today Satan! Like snakes you all are mandating a liability free poison for Hawaii's children and people. Slithering snakes....your time is up.

HB-2502-HD-1

Submitted on: 6/23/2020 8:56:28 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Robert Dye | Individual | Oppose | No |

Comments:

Please vote to stop this bill. I do not agree with this bill.

OPPOSE HB2502

HB-2502-HD-1

Submitted on: 6/23/2020 8:55:58 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Katie Scirto | Individual | Oppose | No |

Comments:

Please rip up this bill as it's unconstitutional.

HB-2502-HD-1

Submitted on: 6/23/2020 8:57:42 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Martina Light | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Martina Light

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Martina Light and I am a resident of the State of Hawaii in the County of Maui. My physical address is 18 Akoni Place, Paia, HI 96779. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

Thank you for hearing my testimony AGAINST HB 2502

HB-2502-HD-1

Submitted on: 6/23/2020 8:57:28 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| camille erickson | Individual | Oppose | No |

Comments:

I oppose this bill and it is unconstitutional. I will not consent to any mandatory medication, vaccine or biological for myself or my family.

HB-2502-HD-1

Submitted on: 6/23/2020 8:59:06 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Anne Dye | Individual | Oppose | Yes |

Comments:

Good afternoon,

My name is Anne Dye and I am a resident of the State of Hawaii in the County of Honolulu]. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." *With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.* This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

Please OPPOSE SB2502.

Sincerely,

Anne Dye

HB-2502-HD-1

Submitted on: 6/23/2020 9:01:54 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rochelle Felipe | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/23/2020 9:02:59 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tiffany Quia | Individual | Oppose | No |

Comments:

I oppose this bill. I feel that it is against on constitutional rights.

HB-2502-HD-1

Submitted on: 6/23/2020 9:00:26 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Whitney K. Wong | Individual | Oppose | No |

Comments:

I strongly oppose bill HB2502 HD1 and strongly feel this bill will VIOLATE our Constitutional rights!

HB-2502-HD-1

Submitted on: 6/23/2020 9:03:07 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kayle alameda | Individual | Oppose | No |

Comments:

I oppose HB2502. I absolutely will not support or allow any forced vaccinations upon myself or my children. Vaccinations and tracking (microchip) is in humane. We have the right to choice of our own bodies and our children's. Covid will soon pass but the after effects and injuries from vaccines will harm our children. There is much evidence of vaccine injury and it continues to climb.

HB-2502-HD-1

Submitted on: 6/23/2020 9:04:04 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Levana L Keikaika | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER:Levana Lomma

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Levana and I am a resident of the State of Hawaii in the County of Kauai. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

As a concerned citizen who values constitutional rights and freedom from medical tyranny, I vehemently oppose this House Bill. I am sure I speak for many others when I say that the proposed measures being presented as a means of protecting public interest are excessive and unnecessary in light of the current data concerning the overall infectivity and fatality rate of COVID-19. These proposed measures are draconian and unprecedented. This irrational fear driven agenda which has sytematically trampled the rights of the people must stop.

Allowing the Department of Health Director an exemption from Chapter 91 Rules under this new legislation removes any power from the hands of the legislators and the people to have any say in policies. How is this considered democratic?

Recent serology studies have proven that far more people than initially presumed have been exposed to and have recovered from this virus. This data shows us that the mortality rate for COVID-19 is actually very parallel to the seasonal flu. There is no reason why we should be engaging in such extreme tactics to try and protect the people, when these measures are proving to be far more detrimental than any virus could ever be.

Why are we ignoring things like prevention through boosting your immune system and the fact that there are effective treatments available as well? Why is it that the government seems to see a communist regime as the only solution to combat the spread of a virus? When have we ever taken such an approach in the past?

It has become quite obvious that those who are pushing these ideas through legislation are either completely ignorant to the mass of new information available, or they working towards an agenda which is rooted in creating a surveillance state built on communist values. I urge you to please throw out this ludicrous proposal and let the people live free!

Please investigate the truth about COVID-19:

<https://swprs.org/a-swiss-doctor-on-covid-19/>

This bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are

also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual’s health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing

expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Sincerely,

Levana Lomma

HB-2502-HD-1

Submitted on: 6/23/2020 9:07:28 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| janene willener | Individual | Oppose | No |

Comments:

I have a child with a compromised immunity system, this bill will be detrimental to him and all others like him!!

HB-2502-HD-1

Submitted on: 6/23/2020 9:08:41 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tyler Harrison | Individual | Oppose | No |

Comments:

I believe this bill, HB2502 HD1, violates constitutional rights.

HB-2502-HD-1

Submitted on: 6/23/2020 9:07:42 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Linda | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:08:47 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| alyssa hudson | Individual | Oppose | No |

Comments:

I strongly oppose HB2502. This is such an unconstitutional bill. I am appalled that it even exists. Please vote NO on HB2502.

HB-2502-HD-1

Submitted on: 6/23/2020 9:09:18 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Joni West | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:10:22 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Trisha | Individual | Oppose | Yes |

Comments:

Dear Senate Chairperson,

I oppose this Bill as written. It was gutted and I do not agree with it terms as it stands currently written! Please Kill the BILL!!

Mahalo,

Mrs. Gonsalves

HB-2502-HD-1

Submitted on: 6/23/2020 9:08:59 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| C. Vierra | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:14:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Julie Patry | Individual | Oppose | No |

Comments:

Aloha,

I'm speechless by this overreach in this bill. I strongly oppose this bill. The thought that the Dept of Health would have these unlimited powers and virtually no oversight by the legislature moving forward, is insane. The healthcare privacy violations in this bill are astounding. We all want to keep Hawaii safe and healthy, but this violation of our rights is not the right way to go in a free country. I urge you to oppose this bill

Julie Patry

HB-2502-HD-1

Submitted on: 6/23/2020 9:14:28 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nils Konikson | Individual | Oppose | No |

Comments:

This bill is a travesty of democracy. It will give "Emergency Powers" under incredibly vague circumstances and allow defacto incarceration of citizens. It has skipped the committee process and is being supported by powers unknown. With this bill, even the families of our elected representatives could be "quarantined" for a an unknown, undefined time period by a civil servant. This is a HORRIBLE idea AND MUST NOT PASS IN THIS FORM.

HB-2502-HD-1

Submitted on: 6/23/2020 9:15:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jessica Brown | Individual | Oppose | No |

Comments:

I strongly oppose bill 2502 HD1! This is unconstitutional and first off the DOH should have no authority to be able to declare a emergency. I don't agree with wasting state money and resources in testing, tracking when the CDC literally came out with new numbers saying that covid19 seems to be that of an acute flu! Don't we take the CDC's advice? Did we implement these regulations and rules for every flu season? NO! We need to look at advice from ALL infectious disease experts and not just the ones that reinforce one way thought without the science to back it up. We need to listen to the people of this state, the citizens who care for their children and family and friends, you know where good health starts? At home! We support our immune systems with the right foods, supplements and I do not agree with the overreach of this bill!

HB-2502-HD-1

Submitted on: 6/23/2020 9:12:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| elsa wark | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:17:09 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kimberly Burger | Individual | Oppose | No |

Comments:

I oppose the entirety of this bill and all related bills of HB2502

Kim Burger

HB-2502-HD-1

Submitted on: 6/23/2020 9:18:51 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mei Lyn Brown | Individual | Oppose | No |

Comments:

I, Mei Lyn Brown, an Individual Citizen and Resident of Hawaii, oppose the Proposed Bill HB2502 HD1 SD1 Proposed.

The following measures, amendments, procedures and powers enlisted, are deemed draconian, tyrannical and unconstitutional. It is intrusive and a violation of free will and our unalienable, sovereign, human rights. Including those enshrined in our US Constitution as well as our Beloved Hawaii State Constitution. Such as the 4th Amendment right to be secure in our person without being subject to searches and seizures (unless there is a warrant based on probable cause). As stated clearly in one of the founding documents of this nation, The Declaration of Independence, governments are only instituted to secure the rights of the people (not to protect public health) and may only govern with the consent of the governed. On both counts, this bill misses the mark. It's in violation of the human rights of the people and it does so without the consent of the governed. Government nor Public Health Officials have the right nor have the power to to make health decisions for people or to use forced medical interventions such as the proposed procedures in this bill are seeking to do. This bill would dismantle our rights and freedoms and would change the nature of our government from a democratic one, which serves our people and protects our rights into a dictatorial one, which would control our people and violate our unalienable and sovereign rights.

The voting of Yes, on this Bill would be an outrageous and detrimental betrayal of your oath of office and to the spirit and freedom of human rights which so many have given their lives to protect and uphold. Therefore, I must stand as a God Loving Citizen against this bill, because it is the right and honest to do for the people and by the people.

Thank You.

Peace be with you.

HB-2502-HD-1

Submitted on: 6/23/2020 9:18:02 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Leah Drinen | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:19:20 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Aubrey Aea | Individual | Oppose | No |

Comments:

Aloha,

I am writing to OPPOSE HB2502 HD1.

This bill is an egregious overreach of the government. It is a clear violation of privacy and medical freedom. The government does not have the right to subject citizens to intrusive questionnaires, testing, investigating, monitoring, tracking, quarantining and isolating without consent. As put forth in the bill, there is no due process for those who will be isolated. The government does not have the right or power to subject citizens to forced medical interventions (isolation) against their will. Additionally, this bill gives too much power to the Department of Health to declare a "public health emergency" whenever they deem necessary.

Many questions were raised after reading HB2502 - Where will people be isolated? What about minors? What is considered a "public health emergency", and who gets to define it? Will this bill encourage or discourage tourists to come visit our beautiful home? What type of screening tools will be used? What information will be collected, who gets to see it, where will it be sent, and for what purpose? WHY can we not opt-out without penalty? Is this not a HUGE violation of privacy?!

I respectfully ask all members to OPPOSE HB2502 HD1 and respect our unalienable, sovereign human rights.

Sincerely,

Aubrey Ae'a

HB-2502-HD-1

Submitted on: 6/23/2020 9:19:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kimberly Wark | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:20:47 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brenna Moore | Individual | Oppose | No |

Comments:

This bill is in clear violation of our civil rights as US citizens. I do not consent to the breach of privacy and sharing of medical information with any government agency.

HB-2502-HD-1

Submitted on: 6/23/2020 9:20:26 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dan Reed | Individual | Oppose | No |

Comments:

I strongly oppose this measure! This is outrageous and violates the freedoms to travel between states. In addition, you do not list any exemptions for religious purposes which WILL BE CHALLENGED IN COURT, should this measure pass. You are also not allowing informed consent related to federally protected health information. That is voluntary given and cannot be demanded.

HB-2502-HD-1

Submitted on: 6/23/2020 9:21:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Audrey Alvarez | Individual | Oppose | No |

Comments:

To Whom It May Concern,

I STRONGLY OPPOSE HB2502 as it clearly violates our human rights and constitutional rights.

This bill clearly violates our human rights and constitutional rights. it is stated in the 4th amendment: "the right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated" (unless there is a warrant based on probable cause).

I do not give consent to giving the government any power to monitor our lives indefinitely. This bill will violate the rights of the people and it does so without the consent of the governed.

KILL THIS BILL.

Mahalo,

Audrey Alvarez

HB-2502-HD-1

Submitted on: 6/23/2020 9:22:43 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kristen cosmi | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE THIS BILL. I DO NOT CONSENT TO WHAT IS BEING FORCED ON US. This bill is a huge overstep of power. There is so much vague language used and basically this bill says the director of health can literally do anything they want if "deemed" necessary.

OUTRAGEOUS THIS IS EVEN BEING PROPOSED! WE WILL NOT STAND FOR THIS.

"325-A (5) Take *other action as deemed necessary by the director* to prevent, prepare for, respond to, mitigate, and recover from a serious outbreak of communicable or dangerous disease."

WHAT DOES THIS INCLUDE??? SO ANYTHING THE DIRECTOR OF HEALTH DEEMS NECESSARY WILL BE FORCED ON US???? ABSOLUTELY NOT. I DO NOT CONSENT.

HB-2502-HD-1

Submitted on: 6/23/2020 9:20:59 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brandi K Akina | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE HB2502 HD1!!!

HB-2502-HD-1

Submitted on: 6/23/2020 9:22:53 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Byron McCorriston | Individual | Oppose | No |

Comments:

This bill HB2502 is a blatant over use of power to control the people for however use they feel fit. This will end our freedom that we are given as citizens of the United States. This bill should not be passed or allowed to move forward. This is an outright disregard to the filing of lawsuits against the government for violating it's use of power during the pandemic

HB-2502-HD-1

Submitted on: 6/23/2020 9:22:52 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sara DiGrazia | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:23:35 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jamie Detwiler | Individual | Oppose | No |

Comments:

I oppose HB 2502 SD 1 as it infringes on our constitutional rights. Respectfully Submitted, Mrs. Jamie Detwiler.

HB-2502-HD-1

Submitted on: 6/23/2020 9:23:41 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| christina wark | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:24:18 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Taylor Roberts | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:24:41 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| B | Individual | Oppose | Yes |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:24:45 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ka'iulani Malo | Individual | Oppose | Yes |

Comments:

I strongly oppose any legislation that allows the Department of Health to be exempt from Chapter 91, or any legislation which imposes mandatory testing, tracking, quarantining, or isolation of Hawaii residents for situations deemed public health emergencies, especially if there are no time constraints given.

HB-2502-HD-1

Submitted on: 6/23/2020 9:23:16 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| lanceculnane | Individual | Oppose | No |

Comments:

I'm a data scientist living on Big Island and I'm against this bill. The bill has too many broad powers granted to the department of health as 'deemed' necessary. Instead of such vague language, specific cases should be explicitly state about what the DOH can and cannot do.

People like me build the AI which screens people's faces and finds disease etc. I would support a very narrow bill which allowed such technology to be employed specifically at the airport and with guarantees that a person's personal information is kept private.

The problem is, with bills such as these, it gives data science and AI a bad name which hurts everyone. It is too easy to be abused. The tech industry WANTS to be regulated with gaurdrails to help increase consumer positive sentiment in the technology. As written, as far as I can see, there's nothing stopping the DOH from requiring every person in HI to get tracked on their phone, and be sent a fine of their choosing for walking out of their house. That's an extreme case, but still, guardrails should be explicitly put in place in this bill to prevent monitoring, data sharing, data usage, and fines from exploding at the whim of governmental staff.

I could build the technology necessary to do any kind of tracing, tracking, automated fining, machine learning/AI driven probability of who has the virus and who doesn't... but with my research, I've determined it is unethical and violates the United States Constitution.

I understand the need in a crisis to give broad powers for unforeseen consequences. But in this case, the powers of AI are too big to be given to one person. The bill should be rewritten with only narrow, explicitly granted abilities. Then, future bills can be added.

Thank you!

HB-2502-HD-1

Submitted on: 6/23/2020 9:25:32 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| V.L. Wells | Individual | Oppose | No |

Comments:

I OPPOSE Bill # HB2502 SD1 Please This must be halted.

I disagree with all travelers undergoing mandatory testing, tracking, quarantine.

I disagree with leaving the door open to “other actions deemed necessary” during declared public health emergency and giving power to Director of DOH (instead of Governor) to declare emergency.... with NO time constraints.

I disagree in that this makes DOH exempt from Chapter 91, meaning they could mandate medical treatment, vaccinations of thier choosing and/or any other action they please for all school kids sans public input or going through the legislature as long as an emergency is declared. Unelected officials have their own opinion based on information of their own faulty choice and should not be empowered to mandate any of this.

In addition, all testing and health info gathered being not subject to subpoena, discovery, or introduction as evidence if contested in court is yet another violation of rights now extended by Hawaii officials and this legislature.

As a registered voter, I'm asking you--

Please do not pass this through-- This is wholly UNACCEPTABLE !

HB-2502-HD-1

Submitted on: 6/23/2020 9:26:16 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| sabrina | Individual | Oppose | No |

Comments:

Hello, I urgently oppose this bill Hb2502 relating to health and the dangers it can impose to civilians. COVID-19 has been proven a 98% survival rate, 0.01% death rate in children, and roughly 90% of people show little to no symptoms. The World Health Organization has confirmed that the chance of asymptomatic carriers spreading COVID-19 is slim to none. I oppose this bill as it supports mandatory COVID vaccinations and draconian like laws that are unconstitutional and unwelcome in this country. I ask that you take into consideration the risks of homemade masks, mandatory vaccinations, and children being affected by any social distancing mandate. Please preserve the rich culture in Hawaii. Thank you for your time.

HB-2502-HD-1

Submitted on: 6/23/2020 9:25:36 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| IRINA BOGOSLAVETS | Individual | Oppose | No |

Comments:

I strongly oppose the Bill HB 2502 HD1 Bill.

HB-2502-HD-1

Submitted on: 6/23/2020 9:27:13 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| roger Wark | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:28:32 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lindsey Wong | Individual | Oppose | No |

Comments:

I oppose this bill.

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Dwana Evans

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Dwana Evans and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is ***** (redacted for privacy), Pearl City, HI 96782. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease,

and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the

proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

T
h
a
n
k

y
o
u

f
o
r

h
e
a
r

r
i
n
g

HB-2502-HD-1

Submitted on: 6/23/2020 9:31:11 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Stacy Muse | Individual | Oppose | Yes |

Comments:

I have freedom of religion with separation of church and state. I deny that you will be considering my cultural and religious freedoms for this bill. Also I am a nurse and am aware that this virus does not warrant the extreme use of force and rule you are reaching for. I deny this as unsound and it has no medical research or evidence based practice to back this in any way.

HB-2502-HD-1

Submitted on: 6/23/2020 9:31:31 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|------------------------|---------------------------|---------------------------|
| Joseph Fagundes | Testifying for KonaLaw | Oppose | No |

Comments:

I strongly oppose this bill!

Joe Fagundes

HB-2502-HD-1

Submitted on: 6/23/2020 9:32:11 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kerri Yeakey | Individual | Oppose | Yes |

Comments:

Strongly oppose! We deserve all rights our bodies and to make the best choices for keiki! Freedom of bodily harm. The agenda should be to protect all keiki from toxic ingredients. Tracking and verified immunization is a violation of our civil liberties.

HB-2502-HD-1

Submitted on: 6/23/2020 9:32:21 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------------|---------------------|---------------------------|---------------------------|
| kimberly Digmon-Halbertsma | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:33:03 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Linda Ryan | Individual | Oppose | No |

Comments:

I Very Strongly Oppose this bill!!

HB-2502-HD-1

Submitted on: 6/23/2020 9:27:32 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Timory McDonald | Individual | Oppose | No |

Comments:

The proposed bill HB2502 is another shocking and egregious example of governmental over-reach and tyranny. This bill is a power grab. It is trying to claim the government has the right to screen all travelers entering or existing Hawaii, subjecting them to intrusive questionnaires, testing, investigating, monitoring, quarantining and isolation. It claims the right to do this under the pretext of protecting "public health." This bill is a blatant violation of our unalienable, sovereign human rights, including some which are enshrined in the US Constitution and Hawaii State Constitution, such as the 4th amendment right to be secure in our person without being subject to searches and seizures (unless there is a warrant based on probable cause). As stated clearly in one of the founding documents of this nation, the Declaration of Independence, governments are only instituted to secure the rights of the people (not to protect public health) and may only govern with the consent of the governed. On both counts, this bill misses the mark; it violates the rights of the people and it does so without the consent of the governed. Government does not have the power, and may never try to claim the power, to make health decisions for people or to use forced medical interventions. The proposed procedures in this bill fall under the definition of forced medical interventions. This bill destroys our freedom, destroys human rights and changes the nature of our government from a democratic one, which serves the people and protects our rights, to a dictatorial one, which controls the people and violates our rights.

To representatives voting on this – the voting of yes on this bill would be a outrageous betrayal of your oath of office and to the spirit of freedom and human rights, which so many have given their lives to promote.

The evidence shows the Government over-reacted to COVID and caused much tangible damage to the people of Hawaii with its lockdown restrictions, including an increase in depression, anxiety, stress, domestic violence, child abuse and suicide. Come out of fear and THINK CLEARLY. Do not give the Government more power, permanent power, to monitor our lives indefinitely.

HB-2502-HD-1

Submitted on: 6/23/2020 9:34:33 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------|--------------|--------------------|--------------------|
| Joel McDonald | Individual | Oppose | No |

Comments:

This bill puts the burden of proof on people to prove their innocence/lack of infection rather than the burden of proof on the government to prove their guilt/infection. This goes against CENTURIES of LEGAL TRADITION and is BLATANTLY UNCONSTITUTIONAL and TYRANNICAL!

The proposed bill HB2502 is another shocking and egregious example of governmental over-reach and tyranny. This bill is a power grab. It is trying to claim the government has the right to screen all travelers entering or existing Hawaii, subjecting them to intrusive questionnaires, testing, investigating, monitoring, quarantining and isolation. It claims the right to do this under the pretext of protecting "public health." This bill is a blatant violation of our unalienable, sovereign human rights, including some which are enshrined in the US Constitution and Hawaii State Constitution, such as the 4th amendment right to be secure in our person without being subject to searches and seizures (unless there is a warrant based on probable cause). As stated clearly in one of the founding documents of this nation, the Declaration of Independence, governments are only instituted to secure the rights of the people (not to protect public health) and may only govern with the consent of the governed. On both counts, this bill misses the mark; it violates the rights of the people and it does so without the consent of the governed. Government does not have the power, and may never try to claim the power, to make health decisions for people or to use forced medical interventions. The proposed procedures in this bill fall under the definition of forced medical interventions. This bill destroys our freedom, destroys human rights and changes the nature of our government from a democratic one, which serves the people and protects our rights, to a dictatorial one, which controls the people and violates our rights.

Reps – the voting of yes on this bill would be a outrageous betrayal of your oath of office and to the spirit of freedom and human rights, which so many have given their lives to promote.

The evidence shows the Government over-reacted to COVID and caused much tangible damage to the people of Hawaii with its lockdown restrictions, including an increase in depression, anxiety, stress, domestic violence, child abuse and suicide. Come out of fear and THINK CLEARLY. Do not give the Government more power, permanent power, to monitor our lives indefinitely.

HB-2502-HD-1

Submitted on: 6/23/2020 9:34:39 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sky S Kubby | Individual | Oppose | No |

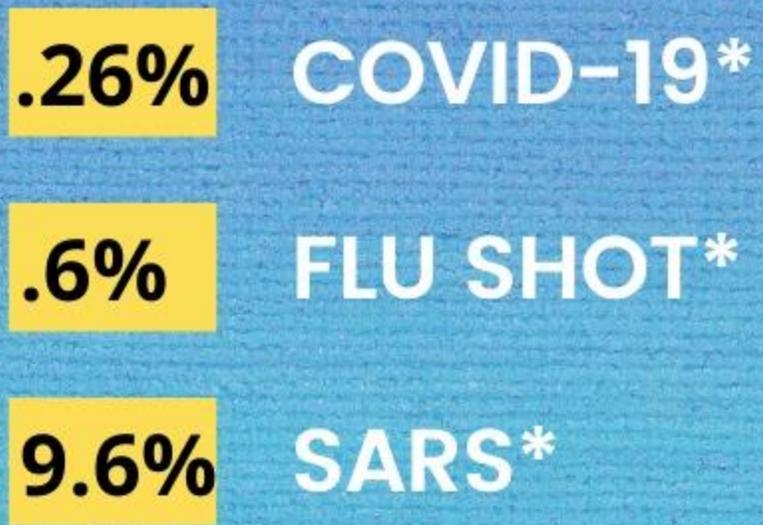
Comments:

The New CDC COVID19 Death Rate is .26% (just like what Stanford and Oxford said). The Death rate for FluZone (Written on the leading Flu Vaccine's own trials on insert) is .6%!!! SARS fatality rate was 9.4% and Ebola was 40.4% according to the CDC. We need to be DONE with this fear-mongering PARANOIA peddling already! The CDC death rate of .26% should be taken into account as well as the unlikelyhood of asymptomatic spreading: https://www.cnn.com/2020/06/08/asymptomatic-coronavirus-patients-arent-spreading-new-infections-who-says.html?_source=twitter%7Cmain

COVID-19 GAME OVER

NEW CDC #'s

.26% DEATH RA



#'s from CDC, Flu Vaccine insert & Johns H

Stay outside & #tearor



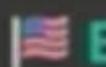
MEDIA

JOIN

No Ads. E.

NEWS & POLITICS

COLUMNS



NEWS & POLITICS

According to the CDC's current estimate, the case fatality rate for coronavirus is .4 percent. The CDC estimates, based on data from the United States, is 65 percent for all infectious diseases. The case fatality rate for all infectious diseases, asymptomatic, is approximately

Besides, we already have the cure. HCQ has been used by over 6,000 doctors world wide who ahve reported it safe for use over the last 70 years. Prescribed without a problem even to pregnant women, and found to be effective against [#COVID19](#) as antiviral. "

https://youtu.be/bZVZqspG_2o?fbclid=IwAR1IaYufSpsow1HIE8pYZoCQInhWjjSaOVTjD5Dpoj2sHAVoNy0WLFFMKII

Additionally, I was astonished at the Town Hall Meeting of Hilton's' apparent lack of awareness when asked what strain of coronavirus the tests were actually testing for. The caller was worried hearing the virus has mutated into over 100 strains. Hilton's answer was that the PCR swab test tested for the COVID-19 virus, which covers all of the potential mutated strains. He mentioned that there was some other "more scientific name" for it but didn't seem to know.

https://virologydownunder.com/covid-19-is-not-a-virus-but-sars-cov-2-is/?fbclid=IwAR1cPOay37J5b04bZyIHMJYOyG1rE_MXTdKTjSuDil3G7zWsTdrHnRubtbQ

I feel this bill give too much power to the DOH. Lastly here's a list of thing Helath Experts got wrong and should not be used to enforce any kind of legislation here in Hawaii: <https://www.facebook.com/OfficialLizWheeler/videos/742486443161188/UzpfSTEwNzIyOTk5MjU6MTAyMTkwNDQ3MjYzMjM3MjU/>

Mahalo for you ongoing fight for Truth, Freedom.

Sky Kubby

HB-2502-HD-1

Submitted on: 6/23/2020 9:33:52 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|-------------------------|---------------------------|---------------------------|
| Cynthia Ewald | Testifying for Business | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:34:40 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------|--------------|--------------------|--------------------|
| Ashley Flemino | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives Committee on Consumer Protection and Commerce HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Ashley Flemino

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Ashley Flemino and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is 75-5779 Melelina Street , Kailua-Kona HI 96740. After reading HB2501 and current testimony, I am writing my testimony in "STRONG OPPOSITION" to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." "With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and

undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent. I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department." I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

HB-2502-HD-1

Submitted on: 6/23/2020 9:34:43 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| nathan patry | Individual | Oppose | No |

Comments:

I am appalled to see this pilau attempt. The legislature is an elected body subject to the will of the people. Bureaucrats are political appointees not subject to the will of the people, only the party that put them in their position of power. So how can it pass for any semblance of intelligent thought for an elected body to draft legislation that abdicates their authority to some petty politically appointed bureaucrat, in the case of this bill the Director of Health?

If this is how our legislators are capable of dealing with the world, why do we need a legislature? They are proposing to abdicate legislative, judicial, and executive authority to some non-elected, and therefore not subject to the will of the residents, political appointee. Therefore the next piece of legislation should be the abolishment of Hawaii legislature because this bill abdicates the need for their existence. This is the basis of fascist regimes!

All of that before the meat of the proposed legislation. The World Health Organization says Covid-19 cannot be spread by individuals that do not present symptoms. The WHO further clarifies there is no surface transmission. Therefore, according to the World Health Organization, nobody should be quarantined, isolated, or have their liberties otherwise infringed upon unless they show symptoms. Furthermore, the US Department of Veterans Affairs advises veterans and employees that Covid-19 is transmitted the same as the regular flu. We do not destroy freedoms, liberties, futures, economies, or dreams because of fear of the flu! We use common sense, wash our hands, and stay home when sick.

Please pull your heads out of the sand and be worthwhile and effective for the residents of Hawaii. Do not abdicate the powers of your elected positions, do not allow politically appointed and beholden bureaucrats to determine the future of our state and the extent of constitutionally guaranteed liberties.

Mahalo,

Nathan Patry

HB-2502-HD-1

Submitted on: 6/23/2020 9:36:04 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Cary a Hiltley | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:36:23 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Aimee | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Amy Rice

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Amy Rice and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is ***** (redacted for privacy), Honolulu, HI 96816. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Why are these allocations on this bill? It's ridiculous!

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 9:36:52 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-------------------------|---------------------|---------------------------|---------------------------|
| Simone Derow-Ostapowicz | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:37:21 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Malia Baker | Individual | Oppose | No |

Comments:

I strongly oppose this proposal. This violates our rights and everything America is supposed to stand for. Our freedoms are being taken away which is not okay.

HB-2502-HD-1

Submitted on: 6/23/2020 9:39:52 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Pa Chi | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/23/2020 9:40:37 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Joseph Glenn | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Joseph Glenn

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Joe Glenn and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 45-241 Nukumomi Place, Kaneohe, HI. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

It is incredibly dishonest how quickly you are trying to push a bill of this magnitude through. This bill has major implications for our own personal freedoms and you aren't allowing any kind of in person testimony. I seriously doubt that this is something that the people of Hawai'i want or that you even asked them. This bill is a sign of major government overreach.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of

spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

HB-2502-HD-1

Submitted on: 6/23/2020 9:41:33 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lissa Cockett | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: LISSA Cockett

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Lissa Cockett and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is in Hawaii Kai, Honolulu, HI 96825. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Mahalo nui for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 9:35:36 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jordan Chun | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Jordan Chun

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Jordan Chun and I am a resident of the State of Hawaii in the County of Kauai. My physical address is 4688 Moi Rd, Hanapepe, HI 96716. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 9:43:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-------------------------|---------------------|---------------------------|---------------------------|
| Mikaila Cravalho-Meyers | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:41:58 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| heather culp | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 SD1

I do not support mandatory testing, tracking, quarantine, or other unidentified actions during a health emergency. And I do not support a fine of \$5000 or other amount for refusal.

I do not support giving power to DOH with no time constraints.

I do not support ANY mandatory Vaccinations including any under an emergency declaration.

HB-2502-HD-1

Submitted on: 6/23/2020 9:43:20 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| derek pegg | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:44:38 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| emily | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE THIS BILL. It's an invasion of our privacy, and of our constitutional rights! My children are vaccine injured and we should not be forced to get a vaccine

HB-2502-HD-1

Submitted on: 6/23/2020 9:45:21 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| gabrielle | Individual | Oppose | No |

Comments:

I STRONGLY oppose this bill.

HB-2502-HD-1

Submitted on: 6/23/2020 9:46:59 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Laine | Individual | Oppose | No |

Comments:

Aloha,

My name is Laine Hamamura and I am a voting resident of Oahu in the city of Honolulu. I strongly oppose HB2502 SD1. My testimony for opposing this bill is that I do not agree with the power it gives to the Director of Health. Why is this individual going to be allowed to determine what is necessary to protect the public health and safety? I do not agree with the vague language in this bill and do not agree with how it disregards the individual's freedom at the discretion of the Director of Health.

Can you imagine allowing the Director of Health to have the power to quarantine, monitor personal records, and fine non-complying travelers as well as all who have been suspected to come in contact with that traveler suspected of having an infectious disease? How can we allow this to become legal? Please vote in opposition to this bill. No one will be exempt from the ramifications of this if it is passed.

Mahalo for your consideration and service to the people of Hawaii.

Sincerely,

Laine Hamamura

HB-2502-HD-1

Submitted on: 6/23/2020 9:47:58 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rachel Kaiama | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Rachel Kaiama

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Rachel Kaiama and I am a resident of the State of Hawaii in the County of 'Oahu. My physical address is 2257 Kapahu Street, Honolulu, HI 96813. I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health. The bill removes personal freedoms, which are guaranteed by the United States Constitution, our 1st, 4th and 5th Amendment Bill of Rights without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary.

According to the proposed bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." This is especially unethical and unwarranted legislation on your part as the information on the CDC website confirms that "The onset and duration of viral shedding and the period of infectiousness for COVID-19 are not yet known. It is possible that SARS-CoV-2 RNA may be detectable in the upper or lower respiratory tract for weeks after illness onset, similar to infections with MERS-CoV and SARS-CoV. However, detection of viral RNA does not necessarily mean that infectious virus is present. There are reports of asymptomatic infections (detection of virus with no development of

symptoms) and pre-symptomatic infections (detection of virus prior to development of symptoms) with SARS-CoV-2, but their role in transmission is not yet known.”

However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them from. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility. This is ludicrous and would make the government directly responsible for the heartache of families and the life of a person.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness. Further, the act will cause extreme financial hardship and burdens on our families and the government will end up paying for the expenses for those who cannot afford to pay.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may

include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

I beg you to seriously table this bill today!

Sincerely,

Rachel Kaiama

HB-2502-HD-1

Submitted on: 6/23/2020 9:45:12 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Marc Haine | Individual | Oppose | No |

Comments:

This testimony is in strong opposition to the proposed HB2502 SD1

Respect our Constitution. This is appalling abuse of power.

HB-2502-HD-1

Submitted on: 6/23/2020 9:48:50 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| carla gangini | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:48:35 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| dennis groves | Individual | Oppose | No |

Comments:

RE: HB 2502

Testimony in opposition to the bill.

I strongly oppose HB2502 and ask you to scrap this bill and start over.

This bill is literally the biggest loss of freedoms since the interment of Japanese Americans during WWII. It is a huge overreach of power by the state at the cost of our individual freedoms and rights. The bill does not represent a balanced approach to a health crisis, but instead encourages an overreaction by an unaccountable bureaucracy.

This bill would give the director of the department of health the power to unilaterally detain any person in solitary confinement (called "isolation" in this bill) at his discretion, with the only remedy being a court hearing that the detained person may not be allowed to attend! No proof or even evidence of infection is required. Criminals are given more rights. And to add to their loss of freedom, the detained person will have to pay for their stay, at a facility or place, and at a cost, that is not their choice. The potential for abuse is enormous. No one should hand over the power to lock up innocent civilians to a single government official.

I know this pandemic is serious but you lawmakers should be ashamed for seriously considering this law. There are almost no checks or balances to abuse of power and you are asking innocent civilians to give up their freedom.

Did you read the bill carefully? There are no limits on the decisions of the director of the department of health other than the possibility of appealing to a court hearing if wrongly detained. There is no clarification of time limits for isolation (which sounds like solitary confinement). No mention of testing as much as possible to avoid lengthy isolation. And there is an open door to more or other undefined measures the director deems necessary in writing the rules.

The bill gives too much power and potential for abuse to a single individual in government without checks or balances or meaningful recourse.

Please do not pass this bill.

Sincerely,

Don King

HB-2502-HD-1

Submitted on: 6/23/2020 9:50:09 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Abi Admassu | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Abi Admassu

DATE: Tuesday, June 23, 2020

Good evening,

My name is Abi Admassu and I am a resident of the State of Hawaii in the County of Kauai. My physical address is 4558 Ananalua Rd, Hanalei HI 96714. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." *With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.* This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 9:50:04 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Angelica | Individual | Oppose | No |

Comments:

I oppose/strongly oppose this bill!! HB2502 HD1

HB-2502-HD-1

Submitted on: 6/23/2020 9:50:27 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tanya Agarkov | Individual | Support | No |

Comments:

I strongly oppose HB2502 HD1 my personal reasons as to how unconstitutional this is.

HB-2502-HD-1

Submitted on: 6/23/2020 9:51:37 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|-------------------------------|-------------------------------|
| kristina | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:50:12 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Petra Schmieder | Individual | Oppose | No |

Comments:

"I oppose/ Strongly oppose HB2502HD1"

HB-2502-HD-1

Submitted on: 6/23/2020 9:52:41 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Guy Vaught | Individual | Oppose | No |

Comments:

I Oppose Bill HB2502

Best

Guy Vaught

HB-2502-HD-1

Submitted on: 6/23/2020 9:52:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Steven West | Individual | Oppose | No |

Comments:

June 23, 2020

The Honorable CPH (HB 2502) Committee

Hawaii State Capitol

RE: HB 2502 Relating to Health

Dear Committee,

I oppose HB2502 because it removes my civil liberties sanctioned in the U.S. and Hawaii State Constitution. HB2502 is overbearing, infringes, and overreaches my constitutional and legal protection. Where does one draw the line? The State will never lift the draconian actions against the people. No other time in history has the State of Hawaii taken civil liberties away from American citizens. This bill stipulates harsh measures against civil rights and, if passed, will result in complaints to the Office of Civil Rights and U.S. Department of Justice. Attorney General Barr said that he would pursue legal action against states restricting Americans' free speech, religious liberty, and freedom to travel.

Sincerely,

Steven West

Kapolei Resident

HB-2502-HD-1

Submitted on: 6/23/2020 9:52:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ray Songtree | Individual | Oppose | No |

Comments:

It is outrageous to give an unelected official police powers, control of tax revenues, and ability to arrest anyone for an indefinite period of time.

This person would then be dictator of Hawaii.

There are NO, Zero tests that are 100% accurate. Especially new communicable diseases have no tests that are accurate. Screening is then arbitrary as is the situation today, where any positive test result is called a confirmed covid case. This is not true. The only thing known is that the inaccurate tests gave a positive result. The tests say that they are not for diagnosis.

While other states like South Dakota is considering passing a law the no mandatory medical procedures will ever be implemented, Hawaii is jumping to give all power to an unelected official.

The Dept of Health has had nothing to say about herbicide use at schools. Why would anyone give them credence or authority? I oppose creating a dictator that can arrest (isolate) anyone for 10 days before they would have a hearing. And who will defend the victim, when the Director Dept of Health has already been determined to be God?

I am 67 years old and educated. Don't destroy the first Amendment because someone thinks someone else is a health danger and suddenly has no rights.

I will refuse and fight the fine with the US constitution in my hand. Do not vote for this bill! Vote against!

HB-2502-HD-1

Submitted on: 6/23/2020 9:53:21 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nicole Pagan | Individual | Oppose | No |

Comments:

On behalf of all concerned mothers I strongly oppose HB2502 HD1. It is unconditional, our children are already subjected to dozens of vaccines. I will not allow my child to be subjected to being a guinea pig for a new vaccine. This passes , homeschool is definitely the next option for me.

HB-2502-HD-1

Submitted on: 6/23/2020 9:54:32 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Darrell Gella | Individual | Oppose | No |

Comments:

I Strongly Oppose this bill!

HB-2502-HD-1

Submitted on: 6/23/2020 9:55:07 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| martina dodson | Individual | Oppose | No |

Comments:

Another gut and replace bill trying to enforce horrific unconstitutional laws. To separate families and isolate and quarantine people. Seriously criminal. This is no other then Nazi laws if you really read the whole thing.

Anyone who votes yes on something sick like this will go down in history as human rights violations dictator.

I strongly oppose these kind of tyrannical proposals amd laws.

Aloha.

Martina D, Maui

HB-2502-HD-1

Submitted on: 6/23/2020 9:55:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Audrey Pasion | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1

HB-2502-HD-1

Submitted on: 6/23/2020 9:55:08 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Wendi Wasson | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Tuesday, June 23, 2020

Aloha,

My name is Wendi Wasson and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is 74-1529 Hao Kuni St, Kailua Kona HI 96740

After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to

a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 9:55:52 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Neal Detwiler | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:56:50 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Katia makovskiy | Individual | Oppose | No |

Comments:

We the people of the United States of America, have the God given right to make our own decisions! We should not be forced to give up our rights because of, the fear of the unknown. We do not agree with our privacy being taken away!

HB-2502-HD-1

Submitted on: 6/23/2020 9:57:59 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kamaile Puaoi | Individual | Oppose | No |

Comments:

I oppose the allowance of the DOH to make mandatory to all persons, due to an exception from Chapter 91, a enforced form of vaccination to mitigate this disease.

HB-2502-HD-1

Submitted on: 6/23/2020 9:59:40 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nysa Barboza | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 10:02:10 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kiani | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 9:56:53 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| tanya brickley | Individual | Oppose | No |

Comments:

Oppose anything that we the people cannot vote on for ourselves. It is our rights to follow the constitution, not the way the government is changing it. The government works for the people not against us.

HB-2502-HD-1

Submitted on: 6/23/2020 10:03:24 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| David Evett | Individual | Oppose | No |

Comments:

Aloha Representatives of The Citizens of Hawaii,

I am astounded by the verbiage of HB 2502 HD1. We, the citizens of Hawaii, have elected our representatives, in the thinking that they will look out for our best interests. As stated in this proposed bill, the Director of Health, which is an appointed position, would hold higher authority than the Governor of Hawaii, in regards to our States security under the guise of "public health and safety". This is completely absurd. After reading the entire proposed bill, I am in shock. The grey area and loopholes are abundant for the potential abuse of power and authoritarian control. The attempt to fast track this legislation is disheartening and disgusting. I am opposed to this bill 100%. Please go back to the drawing board, for all of our sakes.

Mahalo for your time,

David K. Evett

HB-2502-HD-1

Submitted on: 6/23/2020 10:03:59 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amanda | Individual | Oppose | No |

Comments:

I strongly oppose this unjust bill. The attorney general and department of health are not authorities on presenting or proposing unjust bills. This bill is a violation of our constitutional rights to freedom of travel and pursuit of happiness and health. I'm disgusted with the Governor, attorney general, and anyone who proposed this bill. I can assure you that not all the public is blinded by the media's biases and agenda. The people are waking up to the corruption and lobbying happening in the government. The democratic party is losing members every day they try to restrict and control the citizens of this FREE land. The corona virus is statistically insignificant. Every year more people die from the flu and tuberculosis yet we've never had a worldwide panic and shutdown. Statistics are facts, and facts are stubborn. You can't keep lying as a means to diminish freedom.

HB-2502-HD-1

Submitted on: 6/23/2020 10:03:24 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Leslie Hainsworth | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Leslie Hainsworth

DATE: Tuesday, June 23, 2020

Good morning,

My name is Leslie Hainsworth and I am a resident of the State of Hawaii in the County of Maui. My physical address is 5170 B Hanawai St. Lahaina, HI 96761. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

I strongly believe that this bill violates our constitutional rights to "life, liberty and the pursuit of happiness". What is life and liberty if we are forced (possibly without proof of being ill) to "quarantine" or "isolate" in a facility at our own (undisclosed) expense, unable to work to provide for our families. It further violates our constitutional rights of freedom and liberty with the possibility of a mandated vaccine in order for our children to attend school or for us to be able to travel. We have a right over our bodies and what we put into them. It is our choice, our freedom to choose.

This bill gives absolute power to the DOH in the event of an emergency (like the one we are in the midst of) and takes away the voice of the people of Hawaii. Absolute power to mandate certain protocols, without the checks and balances of legislation or the like.

I strongly oppose HR 2502

HB-2502-HD-1

Submitted on: 6/23/2020 10:04:21 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| melissa resgonia | Individual | Oppose | No |

Comments:

It is shocking the agenda that is trying to be forced upon us by these people of power I do not support this for my family for my friends or for mankind in general! This is an abomination

HB-2502-HD-1

Submitted on: 6/23/2020 10:04:09 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Anna White | Individual | Oppose | No |

Comments:

This has gotten completely out of hand and must stop immediately. No government should ever tell me what to do with my body nor do I have to comply with unreasonable demands that will make me ill. HI has done all that was asked of us and HI still asks us to give up our lives, our livelihoods, and our children's innocence and for what? People die every day. It is sad but locking us up and forcing us into isolation will not stop a virus. Masks are ridiculous and do not prevent the spread of this disease. If people are sick they should stay home but people that do not follow rules will not follow this one either. It's almost like tightening gun laws in hopes that the criminals will abide by your laws. That doesn't work either and only negatively impacts law abiding citizens. I oppose this bill on behalf of my children and all parents that do not wish to be controlled or treated like Jewish people during the Holocaust. This makes me sick to think that our legislatures that are supposed to be fighting for us and our rights and allowing this to occur behind closed doors and not following proper lawful procedures.

HB-2502-HD-1

Submitted on: 6/23/2020 10:05:39 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kealii Pooloa | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE THIS BILL.

This bill clearly violates our human rights and constitutional rights. This fear mongering approach to an emergency response undermines my right to make informed decisions for myself and my family. It is stated in the 4th ammendment: "the right of the people to be secure in their persons, houses, papers and effects, against unreasonable searches and seizures, shall not be violated." (unless there is a warrant based on probable cause)

I do not give consent to giving total blanket authoritarian rule to the government, especially to the director of the Department of Health, whom is not voted into office. The complete lack of transparency is alarming, as is the enforcement of removing our rights under the guise of "public safety" to issue severe mandates such as "isolation" which historically conjours up images of Internment Camps. That may seem extreme, but under this bill it is possible. Any and all testing and health information gathered is not subject to subpoena, discovery or introduction as evidence should I choose to contest the findings in court and that violates my rights. Forced vaccinations also violate my rights to medical freedom and to make those choices myself for my family as the Supreme Court has stated vaccines to be "unavoidably unsafe."

I have faith you will work to find a more humane approach to the issue of infectious diseases and public health that allows us the people time to understand, respond and is transparent, and does not infringe on or blatently removes my rights.

Mahalo for taking your time to read this.

HB-2502-HD-1

Submitted on: 6/23/2020 10:05:42 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jessie Cleghorn | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 10:05:50 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| anna valli | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: ANNA Valli

DATE: Tuesday, June 23, 2020

Good evening,

My name is Anna and I am a resident of the State of Hawaii in the County of Maui. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502

HB-2502-HD-1

Submitted on: 6/23/2020 10:07:31 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Duane Sosa | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Duane Sosa

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Duane Sosa and I am a resident of the State of Hawaii in the County of Waiau. My physical address is 98-1648 Hoomaike St., Pearl City, HI 96782. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 10:05:59 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Joanna Hensley | Individual | Oppose | No |

Comments:

I strongly oppose HB2502. Please vote "NO" on this piece of legislation!

HB-2502-HD-1

Submitted on: 6/23/2020 10:07:40 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Isabelle Martinez | Individual | Oppose | No |

Comments:

The proposed bill HB2502 is another shocking and egregious example of governmental over-reach and tyranny. This bill is a power grab. It is trying to claim the government has the right to screen all travelers entering or existing Hawaii, subjecting them to intrusive questionnaires, testing, investigating, monitoring, quarantining and isolation. It claims the right to do this under the pretext of protecting "public health." This bill is a blatant violation of our unalienable, sovereign human rights, including some which are enshrined in the US Constitution and Hawaii State Constitution, such as the 4th amendment right to be secure in our person without being subject to searches and seizures (unless there is a warrant based on probable cause). As stated clearly in one of the founding documents of this nation, the Declaration of Independence, governments are only instituted to secure the rights of the people (not to protect public health) and may only govern with the consent of the governed. On both counts, this bill misses the mark; it violates the rights of the people and it does so without the consent of the governed. Government does not have the power, and may never try to claim the power, to make health decisions for people or to use forced medical interventions. The proposed procedures in this bill fall under the definition of forced medical interventions. This bill destroys our freedom, destroys human rights and changes the nature of our government from a democratic one, which serves the people and protects our rights, to a dictatorial one, which controls the people and violates our rights.

The voting of yes on this bill would be a outrageous betrayal of your oath of office and to the spirit of freedom and human rights, which so many have given their lives to promote.

The evidence shows the Government over-reacted to COVID and caused much tangible damage to the people of Hawaii with its lockdown restrictions, including an increase in depression, anxiety, stress, domestic violence, child abuse and suicide. Come out of fear and THINK CLEARLY. Do not give the Government more power, permanent power, to monitor our lives indefinitely.

HB-2502-HD-1

Submitted on: 6/23/2020 10:07:43 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| matthew silvey | Individual | Oppose | No |

Comments:

I strongly oppose this bill because it is a vioation of our constituional rights and freedoms. The department of health is not an authority nor is it in their scope to propose bills. The attorney general is also not supposed to be proposing bills, they are supposed to enforce the law and rights of the citizen's of this country. This is a gross misuse of power to manipulate people and take away freedoms. Please do not ruin our country and state by allowing this nonsense to occur for a virus that is less deadly than the flu or tuberculosis. This madness must stop because the numbers and severity does not support these kinds of mandates.

HB-2502-HD-1

Submitted on: 6/23/2020 10:08:40 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| derek ramos | Individual | Oppose | No |

Comments:

I, derek ramos, am in opposition to hb2502.

Thank you,

Derek Ramos

808.342.1677

HB-2502-HD-1

Submitted on: 6/23/2020 10:07:45 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Hope | Individual | Oppose | No |

Comments:

This bill goes against all human and constitutional rights

HB-2502-HD-1

Submitted on: 6/23/2020 10:12:20 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---|---------------------------|---------------------------|
| Sarah Man | Testifying for Hawaii Autism Foundation | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 10:14:12 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jenn Ellenburg | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/23/2020 10:15:07 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jacqueline Bosman | Individual | Oppose | No |

Comments:

HB 2502 HD1 is a gross mistrust on our human rights as U.S. citizens. I do not agree with giving power to declare an "emergency" to the Director of DOH, especially without time limits. Added term "isolate" vs. "quarantine" is also very concerning and vague to say the least. Holding--"confinement of individuals or groups believed to have been exposed to a communicable or dangerous disease, or who otherwise have or create a potential risk of transmitting a communicable or dangerous disease to others"-- a person, family or group against their will for simply thinking (not having proof) they are a threat to others is simply unlawful. I strongly object to invasion of privacy mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. All in all this bill is unconstitutional and far too overreaching for me or any of my fellow Hawaii residents to allow. We oppose!

HB-2502-HD-1

Submitted on: 6/23/2020 10:13:48 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| KENDRA MURR | Individual | Oppose | No |

Comments:

The proposed items in this bill are unconstitutional at best, and infringement at worst.

The people of Hawaii do not stand by this bill.

We have rights and we will use our voice to oppose those in favor of this.

HB-2502-HD-1

Submitted on: 6/23/2020 10:16:01 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tori Daguio | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is [yourname] and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is ***** (redacted for privacy), [yourcity], HI [yourzip]. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Tori Daguio

HB-2502-HD-1

Submitted on: 6/23/2020 10:17:27 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------|---------------------|---------------------------|---------------------------|
| Stephanie Costantino | Individual | Oppose | No |

Comments:

This bill will allow a government official to remove me from my house if they SUSPECT that I am in danger of infecting others. HOW does this not VIOLATE my constitutional rights?? You work for ME and yet, this bill suggests that I am YOUR PROPERTY. BE ADVISED, if this passes, and is EVER enforced, the enforcing officer will be liable in his PRIVATE CAPACITY for breaking his oath of office. This is a gross over-reach of power and control. I STRONGLY OPPOSE this bill.

HB-2502-HD-1

Submitted on: 6/23/2020 10:17:09 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|------------------------|---------------------|---------------------------|---------------------------|
| Shantel Pacatang-Hirai | Individual | Oppose | No |

Comments:

I STRONGLY OPOSE THIS HB2502 HD1 and will REFUSE to have my children/family do this!!

HB-2502-HD-1

Submitted on: 6/23/2020 10:18:54 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Cassie Almarez | Individual | Oppose | No |

Comments:

I respectfully oppose HB2502 as it is written.

The DOH should not be given the power to declare a health emergency. This ability to do this should lie with the Governor only not the director of the department of health.

Should isolation or quarantine be necessary it must be the persons choosing of where to lodge. Not in a "camp or facility" mandated by the government unless again it is the person's choosing.

Please vote against this bill. Please uphold our constitutional freedoms.

Thank you for your time.

Respectfully Cassie Almarez

HB-2502-HD-1

Submitted on: 6/23/2020 10:19:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jenna Scanlan | Individual | Oppose | No |

Comments:

I, Jenna Scanlan, strongly oppose HB2502 due to the fact that it could possibly require all school age children to be vaccinated for COVID-19 in order to attend school along with other requirements . I don't believe there has been enough time to create as well as test the effectiveness and safety of a COVID-19 vaccine to be able to mandate it for anyone. This bill would allow for the Director of the DOH to declare an emergency with no time constraints. This would allow for a COVID-19 vaccine to be mandated without any public knowledge or input on the matter. I STRONGLY OPPOSE HB2502.

HB-2502-HD-1

Submitted on: 6/23/2020 10:17:54 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|------------------------------------|---------------------------|---------------------------|
| ronald lee heller | Testifying for forourrights.com | Oppose | No |

Comments:

I am vehemently opposed to this bill

HB-2502-HD-1

Submitted on: 6/23/2020 10:22:16 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Michael Shooltz | Individual | Oppose | No |

Comments:

The proposed bill HB2502 is another shocking and egregious example of governmental over-reach and tyranny. This bill is a power grab. It is trying to claim the government has the right to screen all travelers entering or existing Hawaii, subjecting them to intrusive questionnaires, testing, investigating, monitoring, quarantining and isolation. It claims the right to do this under the pretext of protecting "public health." This bill is a blatant violation of our unalienable, sovereign human rights, including some which are enshrined in the US Constitution and Hawaii State Constitution, such as the 4th amendment right to be secure in our person without being subject to searches and seizures (unless there is a warrant based on probable cause). As stated clearly in one of the founding documents of this nation, the Declaration of Independence, governments are only instituted to secure the rights of the people (not to protect public health) and may only govern with the consent of the governed. On both counts, this bill misses the mark; it violates the rights of the people and it does so without the consent of the governed. Government does not have the power, and may never try to claim the power, to make health decisions for people or to use forced medical interventions. The proposed procedures in this bill fall under the definition of forced medical interventions. This bill destroys our freedom, destroys human rights and changes the nature of our government from a democratic one, which serves the people and protects our rights, to a dictatorial one, which controls the people and violates our rights.

The voting of yes on this bill would be a outrageous betrayal of your oath of office and to the spirit of freedom and human rights, which so many have given their lives to promote.

The evidence shows the Government over-reacted to COVID and caused much tangible damage to the people of Hawaii with its lockdown restrictions, including an increase in depression, anxiety, stress, domestic violence, child abuse and suicide. Come out of fear and THINK CLEARLY. Do not give the Government more power, permanent power, to monitor our lives indefinitely.

Please have the courage to stand up for We the People!

HB-2502-HD-1

Submitted on: 6/23/2020 10:21:39 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Margaret Pawlick | Individual | Oppose | No |

Comments:

Good afternoon,

My name is Margaret Pawlick and I am a resident of the State of Hawaii in the County of Kauai. My physical address is 2228 Oka St. Kilauea HI 96754 . After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation

as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 10:22:18 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Maly Gella | Individual | Oppose | Yes |

Comments:

This government overreach has to stop. The power that has been given to our department of health, an agency that we the people have NOT elected, is wrong and violates our rights as free citizens of this state. I Strongly Oppose HB 2502 and ask that you, our Public Servants, Elected Officials, do the same!

HB-2502-HD-1

Submitted on: 6/23/2020 10:22:37 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| mele beter | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 10:22:59 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| brandon murr | Individual | Oppose | No |

Comments:

This is an infringement of rights. We should not require tracking, or quarantine, for many reasons. This is a free country and citizens have the right to decide travel decisions for themselves without the governments over-reaching hand being involved.

Hawaii has shown its true colors during these last few months, so its time to get it right.

HB-2502-HD-1

Submitted on: 6/23/2020 10:22:41 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Laurie Puglia | Individual | Oppose | No |

Comments:

I strongly oppose this bill. We have freedom in this country, and this bill infringes on our Constitutional rights! This is not China, and we will not be subjected to living under a Government that controls our freedom. This bill represents tyranny.

HB-2502-HD-1

Submitted on: 6/23/2020 10:24:05 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nick Finken | Individual | Oppose | No |

Comments:

I oppose this Bill as it is completely unconstitutional and unnecessary as this "virus" does not pose a threat any more than the seasonal flu. This is much bigger than a virus and we do not consent.

HB-2502-HD-1

Submitted on: 6/23/2020 10:24:33 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jennifer Doran | Individual | Oppose | No |

Comments:

I am not against measures being taken to prevent outbreaks and/or spread of communicable or dangerous diseases. As a former first responder and healthcare worker, I am well aware of the risks involved. However, in light of the draconian measures put into place by the State of Hawaii and City & County of Honolulu in response to COVID-19, total lockdown of this magnitude and length of time is unjustified, uncalled for, and unconstitutional. I refuse to support future decisions, especially these suggested IN THE ABSENCE OF Governor's emergency proclamations, which I see as knee-jerk response to unwarranted fear. Of course all deaths are significant, but 17 TOTAL statewide is far from breaching the State's limit of healthcare resources, and is absolutely no reason to tank our economy, destroy businesses and upend lives. I strongly oppose giving the State (or its Public Health Director) arbitrary power to "Take other action as deemed necessary by the director to prevent, prepare for, respond to, mitigate, and recover from a serious outbreak of communicable or dangerous disease," without limits.

HB-2502-HD-1

Submitted on: 6/23/2020 10:25:08 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| FEORA CADINA | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE HB 2502 HD1!

HB-2502-HD-1

Submitted on: 6/23/2020 10:24:40 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nicole Gueco | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Nicole Gueco

DATE: Tuesday, June 23, 2020

Aloha,

My name is Nicole Gueco and I am a resident of the State of Hawaii in the County of Honolulu. I live in Ko`olaupoko, Waimanalo (96795). After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Aloha,

Nicole Gueco

HB-2502-HD-1

Submitted on: 6/23/2020 10:25:55 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lise Madson | Individual | Support | No |

Comments:

Hawaii has done wonderfully in containing covid. I support permanent screening measures to protect Hawaii & Hawaiian residents. Public health support should be provided for returning residents and others arriving in need of Health care if screening shows an issue. Thank you for keeping Hawaii safe.

HB-2502-HD-1

Submitted on: 6/23/2020 10:26:30 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Liliya Agarkov | Individual | Oppose | No |

Comments:

This bill is against the constitution. Every child is entitled to an education. Mandatory vaccinations are against our freedoms that the forefathers of this great FREE nation of the United States have written about in the constitution. The forcing of vaccinations(Covid-19 vaccine) for children to attend school, is against an individual's conscience and violates our rights and freedoms as United States citizens. I'm a proud United States citizen. It makes me sad to see these simple freedoms taken away. It's sad to see the road the leaders of this great nation are taking.

HB-2502-HD-1

Submitted on: 6/23/2020 10:28:19 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jennifer Perry | Individual | Oppose | No |

Comments:

I strongly oppose this bill as it violates my privacy as both a US Citizen and an individual. I do not want any of my personal information, especially biological, collected or shared with anyone, nor do I want my rights regarding my health choices limited to and mandated by the government.

HB-2502-HD-1

Submitted on: 6/23/2020 10:28:51 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brittney Hedlund | Individual | Oppose | No |

Comments:

Aloha,

I strongly oppose this bill, HB2502 HD1 because I believe it is a violation of our constitutional rights.

Mahalo

HB-2502-HD-1

Submitted on: 6/23/2020 10:25:23 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------|--------------|--------------------|--------------------|
| Tatiana Basques | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Tatiana A. N. Baques

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Tatiana Basques and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 60 N. Nimitz Hwy #1702 Honolulu, HI 96817. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 10:29:14 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-------------------------|---------------------|---------------------------|---------------------------|
| Puakielenani Pennington | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 10:29:56 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bianca Foster | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Bianca Foster

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Bianca Foster, and I am a resident of the State of Hawaii in the County of Maui. My physical address is, 51 Hihio place Kula, HI 96790. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms. If it is unconstitutional to drug test, for

example solely, based on “suspicion” bias, how is it that removing a healthy individual from their home on suspicion in order to test for Covid-19 would be any more constitutional? It would not.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may

include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety.

As a wife of a teacher who is employed by the Department of Education, it is disturbing to see so much funding going towards these non-essential groups while at the same time, the governor is proposing to cut teacher funding through Furloughs. I do not agree in anyway that funding should support these groups proposed in the Hb 2502 while funding would be stripped from essential teacher pay that is already at a National low.

Thank you for hearing my testimony AGAINST HB 2502.

Mahalo,

Bianca Foster

HB-2502-HD-1

Submitted on: 6/23/2020 10:30:59 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brian DeCook | Individual | Oppose | No |

Comments:

I strongly oppose this bill as every American citizen should. Bill HB2502 proposes "Totalitarian Like" laws and policies that are a flagrant violation to the privacy and freedoms of every American citizen. This Bill came about because of the Covid 19 scare, that we all know now was blown way out of proportion. Covid 19 was not much worse than the average Flu that goes around each year, yet we shut our entire country down over it and as a result millions of Americans have lost their jobs and businesses. In short, I believe we were scammed out of our normal lives. Bill HB2502 is designed to chip away at our existing constitutional rights to have any say so about how we are treated. We are not cattle. Please stand up for our rights and reject this Bill!

Thank you, Brian DeCook

808-870-7873

HB-2502-HD-1

Submitted on: 6/23/2020 10:30:34 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sonni Bersamina | Individual | Oppose | No |

Comments:

I BELIEVE IN THE RIGHT TO BODY AUTONOMY. LETS TEACH PEOPLE HOW TO STAY HEALTHY. I AM HEALTHY AND I DO NOT NEED BEAUROCRATS MAKING DECISIONS REGARDING MY HEALTH.

HB-2502-HD-1

Submitted on: 6/23/2020 10:31:01 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Karen Hockett | Individual | Oppose | No |

Comments:

strongly oppose!

HB-2502-HD-1

Submitted on: 6/23/2020 10:33:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Zachary Cappelletti | Individual | Oppose | No |

Comments:

tate of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Zachary Cappelletti
DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Zachary Cappelletti and I am a resident of the State of Hawaii in the County of Maui. My physical address is 761 Wainee Street, Lahaina, HI, 96761. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to

provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 10:31:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Matthew J Gaskey | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 10:34:58 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| ryan keith | Individual | Oppose | No |

Comments:

I VOTE "NO".

Step 1. Do not "refuse" a vaccine otherwise you'll be considered belligerent. Instead you can politely decline their services by doing the following.

Step 2. Ask the doctor IF THE VACCINE HAS MRC-5 in it(they all do, these are aborted fetal cells and other DNA). If it does, you have the right to decline.

Step 3. Also ask if there is a possibility of a " latrogenic reaction" (an adverse reaction caused by multiple compounds or drugs interacting with each other) from the vaccine (they all do). The doctors will say yes it does. At this time you thank the doctor for their offer and politely walk away.

REMEMBER, doctors have sworn the Hippocrates Oath (which is to do no harm) and they must honor it. This is how you can legally (and respectfully) decline their offered mandated services. NOW YOU KNOW WHY.

HB-2502-HD-1

Submitted on: 6/23/2020 10:34:41 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Elena Sheatz | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Elena Sheatz

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Elena Sheatz and I am a resident of the State of Hawaii in the County of Kauai. My physical address is 2519 Titcomb St Kilauea, HI 96754. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 10:36:12 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tracey Ozuna | Individual | Oppose | Yes |

Comments:

I strongly oppose bill HB2502. It is an abuse of governmental power that violates individuals rights. This is very wrong. The government can and should make recommendations. They do not have the right to isolate people out of fear.

HB-2502-HD-1

Submitted on: 6/23/2020 10:37:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Edward Anastas | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Edward Anastas

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Edward Anastas and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is ***** (redacted for privacy), Honolulu, HI 96825. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Edward Anastas

HB-2502-HD-1

Submitted on: 6/23/2020 10:39:02 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------------|--------------|--------------------|--------------------|
| pahnelopi mckenzie | Individual | Oppose | No |

Comments:

I am writing to day to oppose the bill HB2502 SD1. I am perplexed as i read this proposed bill. It would seem that the care for the citizens of Hawaii is the reason for such measure. It would seem that the well being of the people was the reason for this. Yet it is clear that the ability of the state to control and decide each citizens fate is written in this bill. The use of corona virus to treat people to required injections, tracking and tracing of where people are. This is just terrible. If the state cared for the wellbeing of the people the tourism industry would not be active, the airlines would being held accountable for there shameful business, nourishing food would be required by the state for all citizen, health care would be available to all. Using corona as a means to control and create state jurisdiction over human beings is not the answer. Shame on this bill using fear and unjust concepts with the mask of wellness for the citizen. We have seen the needs of the people are food, housing, childcare, and education. To hear of these methods in this bill are more as a control method and mild fascist concepts that have no right to even being discussed. If the state is so concerned with the health of the people why are people coming on planes to Hawaii at all. Why does the military have free reign to come to the islands and not quarantine. These ideas in this bill are broad and could be used to extreme measures and sounds very scary to me. I oppose this bill completely. I hope to see bills of wellbeing and protection for citizens but not of this style or direction. I know these corona times are scary. I know the state is trying to help with financial hardships, education pathways, and health protective measures. This potentially violent control that this bill offers is dangerous and should be stopped immediately. A bill that is providing solutions to wellness not this focus on problem which is gonna create much more problems. There are so many laws of a democracy that this bill violates. The potential health risks and human rights that this bill opens the door to must be stopped. **I urge you to stop HB2502 SD1 right now.** Let us create a better pathway to figure this out that does not create gate ways to dangerous levels of control and violence. As state we can find ways to health and wellness that this declaration of emergency cannot achieve. Please stop this now!! Thank you for your time and the continued process of finding our way through this pandemic. Blessings to you and your family, Pahnelopi McKenzie

HB-2502-HD-1

Submitted on: 6/23/2020 10:36:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Connie Moore | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 10:41:16 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Gary Hockett | Individual | Oppose | No |

Comments:

I respectfully believe that the level of authority addressed in the bill should not be delegated to an appointed position (DOH).

HB-2502-HD-1

Submitted on: 6/23/2020 10:43:31 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Babatunji Heath | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Jennifer Grace
DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Jennifer Grace and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is ***** (redacted for privacy), Ewa Beach, HI 96706. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 201B—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 10:44:44 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Danielle Maluo | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Danielle Maluo

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Danielle Maluo and I am a resident of the State of Hawaii in the County of Hilo. My physical address is 178 W. Kawaihani St., Hilo, HI 96720. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 10:44:09 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tori | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1

HB-2502-HD-1

Submitted on: 6/23/2020 10:44:52 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Janet Saxvold | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 10:45:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alexandra Marshall | Individual | Oppose | No |

Comments:

Good afternoon. My name is Alexandra Marshall, and I am a resident of the State of Hawaii in the County of Honolulu. I live on Fort Shafter and am an Army veteran, Army spouse, and mother of three. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 10:45:12 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alisen Celestyne | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Alisen Celestyne

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Alisen Celestyne and I am a resident of the State of Hawaii in the County of Kauai. My physical address is Kahala St, KAPAA, HI, 96746. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 10:49:10 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rose Marion | Individual | Oppose | No |

Comments:

This sounds like an unconstitutional law which is made to sound good but could easily be abused by an already power hungry government.

HB-2502-HD-1

Submitted on: 6/23/2020 10:49:55 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Eric Apaka | Individual | Oppose | No |

Comments:

NO MANDATORY VAX FOR COVID19 TO ATTEND SCHOOL!!! NOT ON MY KIDS!!!!

HB-2502-HD-1

Submitted on: 6/23/2020 10:49:17 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jessica Tamaribuchi | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1 for the fact that it infringes on an individual's right to privacy and other personal freedoms which are guaranteed by United States Constitution.

HB-2502-HD-1

Submitted on: 6/23/2020 10:50:45 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| nick manwill | Individual | Oppose | No |

Comments:

As a head of household, sole provider, and supporter of American liberties and our constitutional rights, I oppose HB2502 and it's gut and replace agenda to reform it as HB 2502 SD1. Sections 14 and 15 of Article III of the Hawaii Constitution require that the subject matter of each bill be specified in its title, and that each bill have three readings in each house on separate days. This is a amendment SD1 is a direct violation of privacy, an infringement on American freedoms, and an insult to a persons ability to care for themselves and their families. No entity, government or other should ever have the power to pursue and remove a person against their will from a family or home based on whether said entity thinks they May or may not have contracted an illness. This is an overstep of boundaries that will lead to revolt and cause law abiding citizens to defend their home from intrusion and kidnapping. Officials do not reserve the right to know immunization history, travel history or whereabouts of an individual during any emergency proclamation or other. It is the state's responsibility to provide sufficient healthcare to those who freely choose to seek it. No person should have healthcare, isolation, or quarantine forced upon them against their will. Hawaii needs to better prepare their healthcare infrastructure to care for an influx of ill people, not spy on, and imprison them in in isolation or persecute and fine them if they object. That is not liberty, that is not freedom, and I will not stand for it.

HB-2502-HD-1

Submitted on: 6/23/2020 10:54:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kathryn kane | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Kathryn Kane

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Kathryn Kane. I am a resident of the State of Hawaii in the County of Honolulu. My physical address is ***** (redacted for privacy), Honolulu, Hawaii , 96836.

After reading HB2501 and current testimony, I am sending my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined

how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility itself. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease. This means they could thereby contract the very infectious disease from which the state was supposed to protect them! There are no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be NO LIMIT set on how long an individual can be held in quarantine or isolation. This is all without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.”

With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.

This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty, and the pursuit of happiness. My freedoms guaranteed to me by the Constitution, you wish to extinguish. I must speak up now, or forever be silent.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating

circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

Sincerely,

Mrs. Kathryn Kane

HB-2502-HD-1

Submitted on: 6/23/2020 10:57:26 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mia Sibayan | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 10:57:06 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Shanti Devi | Individual | Oppose | No |

Comments:

I strongly oppose this bill. Our constitutional rights are being violated without taking the time to thoroughly analyze the actual data. The CDC is reporting the death rate as 0.26%. Very close to the seasonal flu numbers and we are destroying the worlds economy and trampling our rights,privacy and most importantly our ability to decide what is done to our body.

Shanti Devi

resident of the Big Island of Hawaii

HB-2502-HD-1

Submitted on: 6/23/2020 10:58:16 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Florence Tisna | Individual | Oppose | No |

Comments:

I strongly oppose HD2502 HD1 because this is unconstitutional.

I strongly oppose of the mandate of C19vax for all school kids without public input of going thru legislature. Unacceptable - State/Government/County doesn't have the right to decide to force or put anything in a person especially a child. We don't live in a communist world!

I strongly oppose of mandatory testing, tracking, quarantine. Very unconstitution and is an infringement on the right of an individual. People are already suffering due to the rules places by Governer Ige and Mayor of all Island. Economy isn't doing well without tourist because of the strict rules of tracking, testing, and quarantine. We are people and not toys to be played with. Its peoples lives that are being played with by the Governer and Department of Health. This is not America anymore! Hawaii has the lowest case of all states yet we are held prisoners of our lives. The very breathe has been taken away from everyone both young and old thanks to Governers & Mayors and Health organization. Again I oppose of HB2502 HD1

HB-2502-HD-1

Submitted on: 6/23/2020 11:01:22 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Barbara G Garcia | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 11:01:59 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Aloha Paakaula | Individual | Support | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 11:02:07 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| oyate mcghan | Individual | Oppose | No |

Comments:

I oppose this bill.

HB-2502-HD-1

Submitted on: 6/23/2020 11:02:37 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Victoria Ng | Individual | Oppose | Yes |

Comments:

Aloha!

Thank you for taking this seriously, and listening to the people

of Hawaii. We have rights, and we are important. We deserve better than this.

I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against

their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

Mahalo,

Victoria Ng

HB-2502-HD-1

Submitted on: 6/23/2020 11:03:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tina Taniguchi | Individual | Oppose | No |

Comments:

I need to know that this bill will not open the door for mandatory vaccinations.

HB-2502-HD-1

Submitted on: 6/23/2020 11:03:05 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jaymie Lewis | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 11:03:24 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Erica Barrett | Individual | Oppose | No |

Comments:

I OPPOSE HB2502 SD1 PROPOSED BILL...SPECIFICALLY THE PROPOSED LAWS CONCERNING COVID19, AND THE RESTRICTIONS ON TRAVEL, ON QUARANTINE, AND THIS BILL ENCOMPASSES. I OPPOSE IT.

https://www.capitol.hawaii.gov/session2020/bills/HB2502_SD1_PROPOSED_.HTM

HB-2502-HD-1

Submitted on: 6/23/2020 11:04:13 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| William Smith | Individual | Oppose | No |

Comments:

This is a travesty of a bill that wholly infringes upon the rights of citizens and non-citizen alike of the state of Hawaii and the United States. It is a sham of a scrub and replace procedure with little to no public scrutiny during a period of declared emergency. Nevermind the fact that both the state and the local media has done a fantastic job in manipulating public opinion on COVID-19 with statements and sensational headlines that are misleading at best, and outright devoid of the full story on local, national, or international news, facts, and opinions related to the virus. This bill is an attempt by the legislature and likely the governor's office (and assuredly special interest) to fundamentally alter free movement, interstate commerce, and private lives of persons living on or traveling to Hawaii. Where does the infringement end? With language not well defined and open to interpretation, one could be "isolated" or "quarantined" by decree of a bureaucrat for so much as herpes. While that may sound like hyperbole, I assure you that is as non-specific as the document reads. Where is the due process, the right to medical privacy, the constitutional right to freely associate and travel and engage in interstate commerce? In short, it isn't there. Hawaii is becoming a farce of a state that doesn't have residents' best interests at heart. Sadly, there are many like me that are not tied to the state in terms of employment. With draconian edicts such as these, I will likely move and take my significant tax dollars and local spending with me. Furthermore, this bill does even more harm by providing a disincentive for tourists to come to our islands. Without a vibrant and thriving and thriving the hospitality industry retiring to Hawaii soon, the gap between socioeconomic strata will only widen creating classes of citizens more dependant on government at best, or a desperate, animosity-filled classes at worst. Unless of course that is what this bill intends to do.

HB-2502-HD-1

Submitted on: 6/23/2020 11:04:20 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---|---------------------------|---------------------------|
| Laulani Teale | Testifying for Ho'opae Pono Peace Project | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 11:04:36 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nalani Koch | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 11:05:29 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| carla favata | Individual | Oppose | No |

Comments:

I strongly oppose this draconian bill. I can't believe how long the people oh Hawaii have allowed this nonsense to go on. The DOH should not have this type of control and I do not consent to be tested, tracked, traced, etc for someone elses false sense of security. Please kill this bill!

HB-2502-HD-1

Submitted on: 6/23/2020 11:04:39 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tina Pao | Individual | Comments | No |

Comments:

I oppose this bill, its against my constitutional rights. I Feel the government is over stepping its boundaries, especially when according to this bill, it puts decisions of my families health Care into others hands. Government was put in place to protect our freedom, liberties, and our constitutional rights, not take Care of our health decisions.

HB-2502-HD-1

Submitted on: 6/23/2020 11:06:29 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|------------------|--------------|--------------------|--------------------|
| ronald glogovsky | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is [yourname] and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is ***** (redacted for privacy), [yourcity], HI [yourzip]. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB2502

HB-2502-HD-1

Submitted on: 6/23/2020 11:07:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Estelle Cruse | Individual | Oppose | No |

Comments:

I oppose this bill! This isn't only unconstitutional, It will eliminate and destroy all tourism for Hawai'i. You will have more people depending on government assistance and even more homelessness. Everyone I know, and talked to about this (about 100 people) have told me they will leave Hawai'i if this passes. We are watching how each of you vote! We will remember when our voting turn comes up! There is an extremely high recovery rate for the covid, and We all know it! If this passes, you can expect a rebellion. YOU NEED TO USE THESE FUNDS TO FIND ALL THE MISSING CHILDREN! YOU NEED TO USE THESE FUND FOR VICTIMS OF DOMESTIC ABUSE! This law will be unjust and you can expect to be sued if you pass it.

HB-2502-HD-1

Submitted on: 6/23/2020 11:10:42 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| michael newgent | Individual | Oppose | No |

Comments:

This like many policies that are being created/passed/imposed are color of law and in violation of the US Constitution. Any law maker who uses color of law to violate the civil rights of the public can and should be tried and convicted as a criminal per title 18 USC section 242. The testing has already been proven to give false positives in many case. This covid situation is being used purely as a political ploy to create fear and control the population. This sham needs to end immediately. OPEN HAWAII. Let people work and live their lives. All who support this scam will not be forgotten!!

HB-2502-HD-1

Submitted on: 6/23/2020 11:11:17 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kristy hoppe | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 11:12:41 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lisa | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Lisa Gibson

DATE: Tuesday, June 23, 2020

Aloha,

My name is Lisa Gibson and I am a resident of the State of Hawaii in the County of Maui. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed

in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where:

(1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 11:12:55 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Chelle | Individual | Oppose | No |

Comments:

I oppose of HB2502 because medical freedom and body autonomy is our right. Nothing should be mandated for us to partake in without our consent. Bio individuality has to be considered before pushing anything like this.

HB-2502-HD-1

Submitted on: 6/23/2020 11:13:22 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-------------------|--------------|--------------------|--------------------|
| Loraine Lee Patch | Individual | Oppose | No |

Comments:

My name is Loraine Patch and I am a resident of the State of Hawaii in the County of Kauai. My physical address is 2520 Titcomb Street, Kilauea, HI 96754. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

HB-2502-HD-1

Submitted on: 6/23/2020 11:13:29 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Susan Amine | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Susan Amine
DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Susan Amine and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 7731 Kalohelani Place, Hobolulu, HI 96925. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat

to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502

HB-2502-HD-1

Submitted on: 6/23/2020 11:13:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Uamaikai | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 11:14:06 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------|--|--------------------|--------------------|
| Pualani Ramos | Testifying for The Green Preschool in Kailua | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Pualani Ramos

DATE: Tuesday, June 23, 2020

Good Morning,

My name is Pualani Ramos and I am a resident of the State of Hawaii in the City and County of Honolulu. My physical address is 1139 Mokapu Blvd, Kailua, HI 9673.

After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

I don't think the Department of Health should have such sweeping power to declare an emergency or be exempt from Chapter 91 regulations.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a

“higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This sounds like the kind of totalitarian state all Americans most likely all people, hope they would never have to live in.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent. These radical measures could easily be used for political reasons, as the means of deciding who presents a health threat are so arbitrary.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

This bill is a means for the state to fund it’s own political best interests under the guise of “public safety”. At worst it is a move towards the kind of “deep state” we all hope we never have to be a part of.

Please respect our individual freedoms. Do not use political scare tactics to ruin and oppress people.

Be pono!!

Don’t pass this bill. Don’t write any more bills like this one.

Life causes death. No stay scared. We can promote health and safety without taking away our constitutional freedoms.

Thank you for hearing my testimony AGAINST HB 2502.

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Lois Young

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Lois Young and I am a resident of the State of Hawaii in the County of Honolulu. My zip code is 96822. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to

render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

Lois J Young

HB-2502-HD-1

Submitted on: 6/23/2020 11:16:25 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| R. L. Souza | Individual | Oppose | No |

Comments:

This gut-and-replace nonsense has got to stop! You all should be supremely ashamed of yourselves for attempting to engage in something so underhanded and unscrupulous! That it involves such matters as forced isolation and forced vaccination - considered unconstitutional by many, including myself - makes this action all the more reprehensible. And to undertake a hearing at a time when the people are prohibited from delivering their message of staunch opposition personally - well - that's just over-the-top deceitful. Kill this proposed measure now!

HB-2502-HD-1

Submitted on: 6/23/2020 11:17:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bill Singleton | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Bill Singleton

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Bill Singleton and I am a resident of the State of Hawaii in the County of Hawaii My physical address is ***** (redacted for privacy), Captain Cook, HI 96704. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 11:18:38 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Christine Morrice | Individual | Oppose | No |

Comments:

The latest version of this measure effectively transfers power away from an elected office (the Governor's Office) into one that is not (the Department of Health). Any eroding of the people's voting power and shielding of the government's actions away from legal scrutiny is never a good development no matter who is in office. This pandemic has necessitated many measures to protect the people. But it has also been rife with opportunists seeking to take advantage of a new and chaotic situation. Sound mind and judgment should always prevail when enacting new legislation especially when it has far-reaching implications.

HB-2502-HD-1

Submitted on: 6/23/2020 11:17:50 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jason Paliracio | Individual | Oppose | No |

Comments:

I believe this bill violates my constitutional right concerning my health.

HB-2502-HD-1

Submitted on: 6/23/2020 11:19:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Eliel Starbright | Individual | Oppose | No |

Comments:

This is a bad bill.I oppose this is tyranny.

HB-2502-HD-1

Submitted on: 6/23/2020 11:19:34 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Auslynn K Ashby | Individual | Oppose | No |

Comments:

I fear for my childrens future, along with everyone else that will be affected by vaccinations. It is not ok. It is not safe. Please oppose this bill. Mahalo

HB-2502-HD-1

Submitted on: 6/23/2020 11:19:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mo | Individual | Oppose | No |

Comments:

I strongly oppose this bill being passed.

HB-2502-HD-1

Submitted on: 6/23/2020 11:20:35 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------|--------------|--------------------|--------------------|
| Tatyana Cerullo | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Tatyana Cerullo

DATE: Tuesday, June 23, 2020

Dear Representatives:

My name is Tatyana Cerullo and I am a resident of the State of Hawaii in the County of Honolulu. I am in STRONG OPPOSITION to HB2502 related to Health.

The emergency powers of the "Director" are tyrannical. It gives one person too much power that is completely unchecked. For example, troubling is that an emergency can be declared and then the Director can: "Take other action as deemed necessary by the director to prevent, prepare for, respond to, mitigate, and recover from a serious outbreak of communicable or dangerous disease." Section 325A(a)(5). This is an extremely broad and unlimited power that would be bestowed upon one person. When personal freedoms are at stake, there must be public and legislative input.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are

“deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a **“higher risk of spreading infection”** and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 11:22:05 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Preston | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Preston Brandt

DATE: Tuesday, June 23, 2020

Aloha,

My name is Preston and I am a resident of the State of Hawaii in the County of Kauai. My physical address is 5-4280 Kuhio Hwy Suite 223300 #228, Princeville, HI 96722. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

Please consider the impact this proposal would have on all of us, our families, our livelihoods, our children, our freedoms. This bill is not a good idea at all and takes away God-given, unalienable rights.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a

quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then

be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Please open your eyes to the blatant attack on our God-given, unalienable rights this bill represents.

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 11:24:01 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Karolyn Eckstrom | Individual | Oppose | No |

Comments:

This bill is a violation of our constitutional and sovereign rights as free individuals, our 4th amendment right to unlawful search and seizures, stated as which, in the US constitution and Hawaii state constitution. As stated in the Declaration of Independence, governments are only insituted to secure the rights of the people (NOT to protect public health) and may only govern with the consent of the governed. The government does not have the authority, or shall never claim, to make health decisions or forced medical interventions for individuals. This bill destroys our freedoms, violates our rights to bodily sovereignty and changes the nature of our democratic government, which serves the people; to a dictatorial one, which seeks to control the people. The evidence overwhelmingly shows, the state of Hawaii over-reacted and overstepped it's authority to the Covid-19 pandemic. The governement of Hawaii and Governor Ige's lockdown restrictions, unlawful closures and quarantines, have led to irreversible damages, unprecedented unemployment, financial losses, restricted access to physical and psychological care, suicides, child abuse, domestic violence, poverty, depression and it goes on. The voting of this bill will be a betrayal of your oath of office and the people's freedom and human rights, that so many in our great country have fought and died to protect. Do the right thing. Mahalo.

HB-2502-HD-1

Submitted on: 6/23/2020 11:24:03 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lori Glorioso | Individual | Oppose | No |

Comments:

As a RN and a lactation specialist, this bill troubles me greatly in that it gives the DOH far too much control. These wide-ranging mandates take away the right to self-determination.

Imagine being a new mother separated from your newborn? No measure will protect that neonate from Covid-19 or any other virus better than the antibodies from the mother. So when there are broad statements about isolation and separation, that is frightening.

HB-2502-HD-1

Submitted on: 6/23/2020 11:24:14 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------------|---------------------|---------------------------|---------------------------|
| Phukhaothong Gnouilaphi | Individual | Oppose | No |

Comments:

I am a proud resident of Hawaii and I strongly oppose giving power to the department of health to declare emergencies, take any action to prevent disease, release confidential medical info, use officers or law enforcement to enforce emergency declarations. I believe there should be a process that will give the best interest of the community rather than give 100% power to the health department or director to do as please as long as it declares emergency action. Our constitutional rights are being stripped away with this bill.

HB-2502-HD-1

Submitted on: 6/23/2020 11:28:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Myra Lodge | Individual | Oppose | No |

Comments:

This is my son Micah who is 23 yrs old. SEVERELY non verbal Autism.

his body cannot eliminate toxin. Therefore we as parents and his siblings has to deal with behaviors that are due to poisonous vaccines.

my son aged out of High School last year, and there aren't any programs in the State Of Hawaii for them. They are placed in institutions or Day Care with the elderly.

I also oppose to this Bill because America is the land of the free and not a communist country.

especially in Hawaii, we are a special breed that are like no other place in this world. Let's keep it that way. Protect Hawai'i. Keep Hawai'i the Aloha State. Stand up for what we are.

please protect our people!!!

sincerely Yours,

Myra Lodge

HB-2502-HD-1

Submitted on: 6/23/2020 11:34:14 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| JLM | Individual | Oppose | No |

Comments:

To the legislature of Hawai'i,

The bill HB2502 which has been ammended from it's first reading to include broad sweeping powers to the department of health is highly disturbing in it's scope and unlimited power to the director of health. It deems this director to have the judgement to determine if any disease may be a threat of epidemic. The release of confidential information is a violation of HIPPA and privacy. The forced quarantine of residents is a violation of civil liberties. This bill violates nearly every civil liberty and the constitutional rights afforded every American. While the intention to protect the health and safety of the island's residents is applauadable, this bill is overreaching in the powers it confers to few. There are better ways to respond in the future, hopefully by using what was learned this time. Please shore up the health care system. Please provide and stockpile protective equipment. Please invest in finding treatments at UHJBSOM. There is so much more that can be done than this overarching bill.

I firmly oppose this bill and the erosion of the civil liberties of every citizen of Hawai'i.

HB-2502-HD-1

Submitted on: 6/23/2020 11:31:30 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Megan Pearl | Individual | Oppose | Yes |

Comments:

State of Hawaii House of Representatives Committee on Consumer Protection and Commerce HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Megan Pearl

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Megan Pearl and I am a resident of the State of Hawaii in the County of Maui. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and**

undisclosed amount of money to do so. That hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent. I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department." I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub-account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 11:34:20 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dawn Singleton | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Dawn Singleton

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Dawn Singleton and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is ***** (redacted for privacy), Captain Cook, HI 96704. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 11:36:58 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tiani Santiago | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 11:37:04 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------|--------------|--------------------|--------------------|
| Angela Correa | Individual | Oppose | No |

Comments:

This measure is overly broad with regard to the Directors powers, but especially with regard to:

§325-A DETECTION, PREVENTION, AND CONTROL OF DISEASE TRANSMISSION

Director's authority to declare public health emergency; powers.

(5) "Take other action as deemed necessary by the director to prevent, prepare for, respond to, mitigate, and recover from a serious outbreak of communicable or dangerous disease."

Said section is vague ie "other action", and gives overly broad powers to Director in violation of privacy and security rights of individual citizens. There do not appear to be any restrictions on the director's power. The definitions are also overly broad and vague ie "communicable or dangerous disease". The evidence and valid statistics do not support the narrative that COVID-19 is any more "dangerous" than the flu with regards to deaths, especially considering the inflated numbers across the country and the number of people who were considered a COVID-19 related death with no positive test result. If under the constitution, a right to privacy gives a person the right to abort a child, that same right to privacy gives an individual the right to opt out of a vaccine or any other potential mandated treatment or prevention measure deemed "necessary" by the director. This bill ultimately gives the director unlimited discretion in determining what is "necessary" or "dangerous". Many diseases are "communicable" and not dangerous or ones that create a health "emergency" ie measles, chicken pox, flu, mono, etc. However, under this bill, the director's power would extend to *any* disease the director deems communicable whether dangerous or not. The potential for abuse or overreaching under this measure is high, and the measure should not be passed.

HB-2502-HD-1

Submitted on: 6/23/2020 11:37:31 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Shanna mora | Individual | Oppose | No |

Comments:

HB2502_Testimony

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Shanna Mora
DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Shanna Mora and I am a resident of the State of Hawaii in the County of Kauai. My physical address is 6781 Kawaihau Road Kapaa HI 96746.

I am a registered nurse both in this state & the state of California. I have been practicing for more tgan 23 years.

After reading HB2501 and current testimony, I am deeply troubled by this bill.

I am hereby writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health. It is excessive & invasive. It has no place in our state.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading

infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel

opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

***Legislating away our rights in exchange for the illusion of "public safety" is an egregious excessive use of force AGAINST the people of Hawaii. It is an underhanded manipulative way of controlling & patrolling all people & visitors of this State. The languaging also does NOT contain protections or penalties should there be blatant abusers of enforcing these statues.

I appreciate you taking the time to hear my testimony AGAINST HB 2502.

Shanna Mora, RN, MSN

HB-2502-HD-1

Submitted on: 6/23/2020 11:40:17 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kelly Crace | Individual | Oppose | No |

Comments:

I oppose this bill in it's entirety. This is not how a free people live and are governed. You are elected to represent we the people, not control our lives under any pretext. This is an extreme overreach of power, and in my view, tyranny under the guise of public health.

HB-2502-HD-1

Submitted on: 6/23/2020 11:40:24 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kiele Lehel | Individual | Oppose | No |

Comments:

I believe this bill is a gross overreach by the government to control and determine an individual's health choices. It is unconstitutional and infringes upon our 4th amendment rights. This bill would allow for intrusive measures to be taken by the government in regards to personal health which is also a violation of HIPPA laws. The proposed procedures would be forced upon individuals in a medical capacity which is an absurd violation of our rights as American citizens. As elected government officials, you are all sworn to uphold the constitution and its amendments and serve the people. I believe this bill would cause you to break that oath and infringe upon our freedom and human rights. It has been shown that the response to COVID was based upon egregious projections of the severity of the pandemic, which has had a multitude of detrimental effects on Hawai'i's economy as well as the physical and mental health of individuals. The government is in place to work for the people, not to control us by monitoring our every move at the whim of the governor. Please think this through thoroughly, not with the bias of fear, but of clear, rational, and constitutional considerations and vote against this bill. Mahalo for your time and service.

HB-2502-HD-1

Submitted on: 6/23/2020 11:43:39 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Craig Dansie | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Craig Dansie

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Craig Dansie and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 150 Hamakua Drive #304, Kailua, HI 96734. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof

by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then

be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

Committee on Commerce, Consumer Protection and Health
Chair Senator Rosalyn Baker, and Senator Stanley Chang, Vice Chair
Hearing on HB 2502, HD1, SD1 proposed

9:30 am, Thursday, June 25, 2020
Conference Room 329
State Capitol
415 South Beretania Street

TESTIMONY STRONGLY OPPOSING HB2502, HD1, SD1

TESTIFIER: For Our Rights, Inc.
DATE: Tuesday, June 23, 2020

Dear Chair Senator Rosalyn Baker, and Senator Stanley Chang, Vice Chair,

For Our Rights is a non-profit civil rights organization that has recently formed as a group of concerned local citizens on the island of Kauai who have witnessed an unnerving trampling of the people's constitutional rights in the wake of what is being called the COVID-19 "pandemic". We have witnessed the people's civil liberties being methodically stripped away under the guise of public safety and now this previously heard proposal which has been conveniently reworded to fall in line with the COVID narrative and is poised to be swiftly passed is nothing less than criminal. We testify today in STRONG OPPOSITION to HB 2502, HD1, SD1.

This bill proposes that the Director of Health (DOH) become the sole authority to declare a public health emergency without any other governmental oversight which can lead to an abuse of power. There are no definitive criteria laid out with which the Director of the DOH must follow in his determination that a public health emergency exists. This failure to create any boundaries allows for an overly broad scope of power.

We strongly oppose all types of mandatory testing, contact tracing, quarantine, screening, testing, and isolation of all travelers to the islands because these measures violate an individual's constitutional rights including the right to freely travel throughout the United States without being threatened with fines or imprisonment. The bill removes numerous personal freedoms without meeting the burden of proof that the removal of such highly regarded and constitutionally protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does

not provide for any burden of proof by the State or DOH to demonstrate that a person is truly a threat before removing their personal freedoms.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

We oppose the mandatory presentation of our personal health demographic information which can be misused, improperly secured or disposed of or entered into a database without our knowledge or consent for unknown reasons or length of time. We are expressly object to the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so.

We oppose the fact that the length of the emergency, with a 90-day time limit, can be continuously extended beyond the 90 days while essentially holding all people in Hawaii in a captive state. Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

We oppose the adoption of interim rules, which are proposed in 325-A in HB 2502, HD1, SD1 and also making these rules EXEMPT from the requirements of Chapter 91 and Chapter 201m thus effectively preventing the citizens of Hawaii from testifying and participating in this rulemaking process. We do not agree with the broad authority the DOH will have in amending the interim rules without allowing the public to participate in testifying and participating as required by Chapter 91 and Chapter 201M. This will allow the DOH to make a rule and or change a rule whenever it pleases, and the people are required to just go along without comment. The DOH cannot be allowed to have absolute power over the people, their health, travel, school entry, employment and any other program that will be tied in with the proposed rules and requirements of HB 2502, HD1, SD1.

This like many policies that are being created and imposed are color of law and in violation of the US Constitution. Any law maker who uses color of law to violate the civil rights of the public can and should be tried and convicted as a criminal per title 18 USC section 242. No "emergency" can or should ever cancel out the supreme law of the land, especially not one that only exists in models but fails to be seen statistically.

Sincerely,

Levana Lomma
For Our Rights

HB-2502-HD-1

Submitted on: 6/23/2020 11:44:19 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Eric Brandt | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives Committee on Consumer Protection and Commerce HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Eric Brandt

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Eric Brandt and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is 134 Kapahulu Ave. #514 Honolulu, HI 96815. After reading HB2501 and current testimony, I am writing my testimony in “STRONG OPPOSITION” to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat

to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.



According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Aloha,
Eric Brandt

HB-2502-HD-1

Submitted on: 6/23/2020 11:46:08 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------|--------------|--------------------|--------------------|
| Kathleen Sweet | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Kathleen M. Sweet

DATE: Tuesday, June 24, 2020

Good afternoon,

My name is Kathleen M. Sweet and I am a resident of the State of Hawaii in the County of Central Oahu, Mililani. My physical address is 95-1003 Wikao Street, Mililani, HI 96789. After reading HB2501 and current testimony, I am writing my testimony in

STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the

burden of proof that the removal of such highly regarded and

well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on

suspicion, if they are deemed by the department to be at higher risk of infection, or at risk for spreading infection. However, it is not defined how the department would determine if an individual or group of people would be at a higher risk of spreading infection and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that each individual quarantined shall be responsible for the costs of food, lodging, and medical care,

except for those costs covered and paid by the individual's health plan. ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, Collection, receipt, and use of the information may include the sharing of

the information between or among the department, other governmental agencies, and private entities under contract with the department.

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

(2) \$1,500,000 shall be allocated to the Turtle Bay

conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation

bonds, including ongoing expenses related to the

issuance of the bonds, the proceeds of which were

used to acquire the conservation easement and other

real property interests in Turtle Bay, Oahu, for the

protection, preservation, and enhancement of natural

resources important to the State, until the bonds are

fully amortized;

(3) \$16,500,000 shall be allocated to the convention

center enterprise special fund established under

section 201B-8;

(4) \$79,000,000 shall be allocated to the tourism

special fund established under section 2018-11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take

advantage of expanded Visa programs and increased travel opportunities for international

visitors to Hawaii;

(B) Of the \$79,000,000 allocated:

(i) \$1,000,000 shall be allocated for the

operation of a Hawaiian center and the

museum of Hawaiian music and dance; and

(ii) 0.5 per cent of the \$79,000,000 shall be

transferred to a sub account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/23/2020 11:46:17 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| breisha | Individual | Oppose | No |

Comments:

I strongly oppose this bill because I get to decide what goes into my body. I feel like this is violating us and we won't have anymore privacy!

HB-2502-HD-1

Submitted on: 6/23/2020 11:54:45 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Laura Kahiapo | Individual | Oppose | No |

Comments:

There are many dangers written into this bill as is. This bill is infringing upon our constitutional rights. There has been so much proven about the fluctuating effectiveness of testing. The emotional and economic repercussions far outweigh the "benefits" of this bill. No one wants "them" to subject our parent, spouse, child, or grandchild, to forced isolation, which really has not been defined, as a result of a questionable test. Why are we allowing our state to be ruled by communist standards?

HB-2502-HD-1

Submitted on: 6/23/2020 11:51:48 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Cris Gibbons | Individual | Oppose | No |

Comments:

I would first like to know why the original 5 page bill talks about a shortage in health care workers, however the PROPOSED bill which is 43 pages long talks about giving the Department of Health full authority over the governor to control all our medical freedoms and force people to be quarantined and isolated quite possibly in a government facility against their will. How can the legislators that work for me, the tax paying public, sneak this in?

I am in in extreme opposition to this proposed bill which gives way too much power to the DOH which is supposed to be a public SERVANT to us and not a taker of our medical rights and freedoms. This bill is hiding under guise of another seemingly innocuous bill and no one in the general public even knows about this. This is incredibly outrageous and a disgrace to all of our God given Constitutional freedoms. This does not have my vote.

HB-2502-HD-1

Submitted on: 6/23/2020 11:57:41 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Courtney | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 11:58:40 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rosemary Sumajit | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/23/2020 11:58:40 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Allie Sholtis | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Alisha Sholtis

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Alisha Sholtis, after reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11.

Thank you for hearing my testimony AGAINST HB 2502.

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Robert Sweet

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Robert Sweet and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is ***** (redacted for privacy), Mililani, HI 96789. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 12:02:55 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| LISA WILFORD | Individual | Oppose | No |

Comments:

Good morning

My name is Lisa Wilford and I am writing my testimony in strong Opposition tp HB 2502 related to health

HB-2502-HD-1

Submitted on: 6/24/2020 12:04:27 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Laura Savo | Individual | Oppose | No |

Comments:

This bill is a complete overreach of governmental power. I am so disappointed in the legislature to even propose a bill that strips the citizens of Hawaii of any sense of independence. This bill reads like something you'd expect from the CCP of China. Please DO NOT PASS THIS BILL!!!

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 SD1, Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Melissa Iwamoto
DATE: Tuesday, June 23, 2020

Aloha,

I am writing in **Strong** OPPOSITION to HB2502 SD1, related to Health, as a resident of the State of Hawai'i in the City and County of Honolulu.

The Bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well-protected freedoms would necessitate. According to the Bill, an apparently healthy individual can be remanded to a quarantine facility or put in "isolation," solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection," and the Bill does not provide for any burden of proof by the State or the Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

This language and lack of a burden of proof by the State reminds me all too much of an unjust history that my family has already endured in this country—that of Internment. It was 'deemed necessary' to 'isolate' American Citizens of Japanese descent during WWII. This Bill before the Hawai'i State Legislature makes my soul weep for my family and the injustice they endured and for which they are still impacted by to this day. Please do not use the lure of "safety" to wreck havoc on the lives of those less powerful than you.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the State was supposedly protecting them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility. This is deeply concerning.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The Bill states, "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." **With this Bill, the State could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and**

charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States, which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the Bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical." This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities, and that the Bill allows for the release of otherwise confidential information. Health privacy has long been protected by HIPPA and should remain so.

I firmly oppose the section of the Bill that exempts the Department of Health from going to the required public proceedings when developing and adopting administrative rules. Transparency and civic engagement are essential aspects of our government, and this is not the time to exempt the Department of Health or any part of the State of Hawai'i from the requirements that uphold these values and processes. In the same vein, procurement codes are in place for very necessary reasons in the State, and should be adhered to in order to ensure equal opportunity.

I am also very disturbed by the manner in which this Bill criminalizes average citizens with no apparent cause or burden of proof on behalf of the State. Penalties of \$5,000 are extremely harsh and unnecessary, and since they will help pay for the initiatives in this Bill, there seems to be an incentive built in to fine innocent travelers who may oppose the violation of their privacy and constitutional rights. In addition, HB2502 SD1 requires police to do jobs for which they are not properly trained. Health care workers or social workers would be much more appropriate professionals to employ for this situation.

Overall, this Bill is deeply flawed as written and is tainted with government overreach throughout. Please reject this HB2502 SD1.

Mahalo for reading my testimony in OPPOSITION to HB2502 SD1.

HB-2502-HD-1

Submitted on: 6/24/2020 12:10:04 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| keahi Javine | Individual | Oppose | No |

Comments:

Our Children are the most important part of our lives. They are our future. I am a woman of Christian faith and I raise my kids with that Same faith. We are taught to speak up for what we know and believe is right. I do not agree that any child minor or any person should be required any kind of medicinal vaccination, unless approved so by their parents. Their education should not be put to a halt because of the wanting to experiment on medicines and cures. I have done my research and I know for damn sure that children had lost their lives to the same vaccine you are suggesting our children take So that they can continue their education. Forcing someone to do so as a violation of our freedom of speech and our personal privacy. It is a choice. I hope that you are not fools to think that this will help change Anything. Little by little we are being stripped of our humanity by being forced to do things that we do not agree with. I will not sit here And let my Children be victimized. I would gladly testify at the hearing.

HB-2502-HD-1

Submitted on: 6/24/2020 12:13:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Michael Kitchens | Individual | Oppose | No |

Comments:

I oppose this bill because it is a gross misuse and abuse of the power to detain individuals without an emergency order. I do not support HB2502.

HB-2502-HD-1

Submitted on: 6/24/2020 12:14:36 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Laurie West | Individual | Oppose | No |

Comments:

June 23, 2020

Senate Committee on Commerce, Consumer Protection and Health

Hawai'i State Legislature

Testimony for Hearing scheduled for 6/25/2020, 9:30am, Room 229

RE: STRONG OPPOSITION TO HB 2502 SD1 PROPOSED

Aloha CPH Committee Members:

I *strongly oppose HB2502 SD1* in general because it grants sweeping and poorly-restricted authority to the Director of the Hawai'i State Department of Health—*an unelected public official without direct accountability to Hawai'i voters*. The Director could strip people of their civil liberties based on the vague definitions and provisions of this bill.

The ability of individuals to appeal declarations and decisions of the Director of DOH is severely restricted and ridiculous, as detailed under Section 325-J Right to contest. The time period of ten days to get a court hearing practically renders the appeal moot, considering the minimum duration of quarantine or isolation. The appointment of a guardian ad litem to represent an isolated or quarantined individual also is of great concern as a violation of the spirit of habeas corpus and due process.

The unrestricted 90-day emergency declaration period at the sole discretion of the DOH director is unacceptable. 90 days is too long, and successive 90-day periods without challenge by any entity or individual is egregious.

The section on unrestricted sharing of information, particularly to undefined entities, without express permission of the individual is vague.

Part V on Health care-associated infection reporting ought to be altered to enable subpoena, discovery, or introduction into evidence in any civil or criminal proceeding—contrary to what currently prohibited on page 24 (f).

In fact, Hawai'i's current DOH Director Bruce Anderson is not a medical doctor or any type of physician [which itself is odd]. Isn't he unqualified on his lack of both medical credentials and clinical competency to be declaring any disease "communicable" or cases of a disease "an outbreak" or "epidemic" or individuals "infectious"? His de facto reliance on DOH staff to assist him make these decisions burdens the people of Hawai'i with yet another layer of unaccountability.

Furthermore, I am concerned about the section exempting the department interim rules from the requirements of Chapter 91 and Chapter 201M, as I have not yet had ample time to read those Chapters [less than a day] and will not have enough time before the deadline for written testimony. The public deserves more time to digest these potentially liberty-crushing bill provisions and better opportunities to be heard by legislators.

This unnecessary, overreaching bill is a gateway to tyranny. It violates the checks-and-balances system of government we require to avoid the "slippery slope" toward authoritarianism. Whose decision was it to transfer the elected Governor's authority to unelected DOH, anyway? Please do not turn Hawai'i into a place our nation's veterans would be ashamed to have sacrificed their lives for.

It is unfair for the public to have so little time between announcement of a bill hearing and both the deadline for submission of testimony and the hearing itself. This process does not at all favor public participation in the process of governance. Furthermore, the passage through the legislature of "gut-and-replace" bills like this one is also reprehensible.

HB-2502-HD-1

Submitted on: 6/24/2020 12:17:15 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kawika Kahiapo | Individual | Oppose | No |

Comments:

I vehemently oppose this bill, and will not relinquish my rights to choose what is best for me and my family and fellow man.

HB-2502-HD-1

Submitted on: 6/24/2020 12:17:41 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kaikane Glorioso | Individual | Oppose | No |

Comments:

HB2502 is a blatant overreach of government control and is an insult to democracy and the very idea of representing the people. Before I address why HB2502 ought to be turned down, I want to make one thing clear. No one is against slowing the spread of COVID-19, or other potential future diseases. However, this does not justify the overstepping of, amending, or removal of preexisting laws or norms, especially those that tie in some way to the Constitution and the Bill of Rights. Once any sort of legislation proposes, whether explicitly or inherently, a restriction of the Bill of Rights or a new power designated to the government beyond the confines of the Constitution, it ought to be opposed. With this in mind, I have three responses.

1. HB2502 explicitly states that response will include testing, tracking, quarantine, and “other actions deemed necessary.” This quoted clause is unnecessarily vague, essentially granting government any future power they desire without the express consent of the people. For a motion this serious, involving a great deal of power to be bestowed upon government, it must be clear and refrain from granting government more power than it explicitly states. Without rectifying this flaw, HB2502 ought not be considered.
2. HB2502 removes the influence of chapter 91, essentially allowing the DOH to circumvent due process and the express consent of the governor and the people when future actions are considered. The due process of law exists to prevent illegitimate regulation and legislation from taking place, and HB2502’s attempt to ignore the foundation of responsible governance disqualifies it from legitimate legislation. HB2502 breaks down the fundamentals of democracy and due process. Without rectifying this flaw, HB2502 ought not be considered.
3. Regardless of the prior two issues, the very process in which HB2502 is being reviewed shows a blatant disregard for the will of the people. This hearing’s purpose is to debate controversial legislation that, if enacted, will have serious and long-lasting effects on the daily lives of residents and visitors alike. Decisions like this require careful thought and recognition of the voices which it will impact. No audience and no in-person testimony is allowed at this time, however, rendering this process completely illegitimate. HB2502 can be debated in the future, but without in-person testimony, it will never face the full brunt of public opinion, and thus cannot be recognized as high-quality or fully legitimate

legislation. The people deserve a voice, and without live testimony, that voice is wrongfully cut off.

I hope this testimony finds its way to discussion, and I hope that it adequately shows a few of the many glaring flaws in HB2502.

HB-2502-HD-1

Submitted on: 6/24/2020 12:18:53 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Stephanie castillo | Individual | Oppose | Yes |

Comments:



Committee on Commerce, Consumer Protection and Health
Chair Senator Rosalyn Baker, and Senator Stanley Chang, Vice Chair
Hearing on HB 2502, HD1, SD1 proposed

9:30 am, Thursday, June 25, 2020
Conference Room 329
State Capitol
415 South Beretania Street

TESTIMONY STRONGLY OPPOSING HB2502, HD1, SD1 proposed

Dear Chair Senator Rosalyn Baker, and Senator Stanley Chang, Vice Chair,

Please accept this testimony STRONGLY OPPOSING HB 2502, HD1, SD1 proposed for the following reasons:

1. There is no reason to believe that all legislators, city and county administrators, and other government officials will be subjected to these draconian testing requirements even though they travel more than the average citizen thus making members of the public true second-class citizens.
2. The Director of Health's sole authority to declare a public health emergency without any other governmental oversight is too broad and can lead to an abuse of power.
3. The excessive and unsupervised authority of the Director of Health is more broadly stated on page 5, line 1, where he can "take other action as deemed necessary to prevent, prepare for, respond to, mitigate and recover from a serious outbreak of communicable or dangerous disease." "Other action" can literally mean ANYTHING the Director decides. The current director is not even a medical doctor and is an unelected official who will do what he is told to do without regard to public opinion.

4. The mandatory testing, contact tracing, quarantine, screening, testing, and isolation of all travelers to the islands violate an individual's US Constitutional rights including the right to freely travel throughout the United States without being threatened with excessive fines and the individual privacy rights stated in Hawaii's Constitution.
5. The mandatory presentation of personal health demographic information can be misused, improperly secured, improperly disposed or entered into a DOH or CDC database without an individual's knowledge or consent, for unknown reasons, kept for any length of time, and used for undisclosed purposes.
6. The length of the emergency, even with a 90-day time limit, can be continuously extended beyond the 90 days, essentially holding all people in Hawaii captive.
7. The adoption of the proposed section 325-A in HB 2502, HD1, SD1 as interim rules and making these rules EXEMPT from the requirements of Chapter 91 and Chapter 201M effectively prevents and removes the rights of all citizens of Hawaii from testifying and participating in the rule making process.
8. The DOH's authority will be too broad and unrestrained. This bill allows the DOH to unilaterally amend the interim rules without allowing the public to participate or testify as required by Chapter 91 and Chapter 201M. This will allow the DOH to make any rule and or change any rule whenever it pleases, while the people will have no voice in the process. The DOH cannot be allowed to have absolute power over the people, their health, travel, school entry, employment or any other program that will be tied with the proposed rules and requirements of HB 2502, HD1, SD1.
9. The \$5000 penalty for violating any part of these rules are excessive and unfair compared to fines for other misdemeanors.
10. The Traveler's Screening special fund and the \$5000 fine is an underhanded way of stealing from tourists by having them pay for the costs of implementing this program under the proposed rules of HB 2502, HD1, SD1. This is shameful and will ultimately destroy the tourism industry rather than bring it back.
11. While HB 2502, HD1, SD1 states that all information will be confidential, but can be shared with various government and other contracted entities, the bill does not specifically include any fines or penalties for the DOH or its downstream contracted entities for releasing or disclosing confidential information either purposefully or accidentally, similar to the fines and penalties stated the HIPAA privacy laws.
12. Under the proposed rules under 325-2.5 (f) in HB 2502, HD1, SD1 any health-care associated infection held by the department should be subjected to subpoena, discovery or introduction as evidence in any civil or criminal proceeding. There is no reason to hide information if it is true and accurate especially if it is not confidential

information and if the hospital was reimbursed from the Centers for Medicare and Medicaid for services provided.

HFIC STRONGLY OPPOSES HB 2502, HD1, SD1 proposed.

Sincerely,

Teresa Chao founding member of HFIC

HB-2502-HD-1

Submitted on: 6/24/2020 12:20:09 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| kehaulani | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives Committee on Consumer Protection and Commerce HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Kehaulani

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Kehaulani and I am a resident of the State of Hawaii in the County of KÅ• ne'ohē. After reading HB2501 and current testimony, I am writing my testimony in â€‹STRONG OPPOSITIONâ€‹ to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." â€‹With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. Tâ€‹ his hardly seems in accordance with the

Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent. I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 12:21:00 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lindsay Borge | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 12:21:45 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| ilana ashmore | Individual | Oppose | No |

Comments:

I strongly oppose this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 12:22:04 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| John Eckstrom | Individual | Oppose | No |

Comments:

This bill is a violation of our constitutional and sovereign rights as free individuals, our 4th amendment right to unlawful search and seizures, stated as which, in the US constitution and Hawaii state constitution. As stated in the Declaration of Independence, governments are only insituted to secure the rights of the people (NOT to protect public health) and may only govern with the consent of the governed. The government does not have the authority, or shall never claim, to make health decisions or forced medical interventions for individuals. This bill destroys our freedoms, violates our rights to bodily sovereignty and changes the nature of our democratic government, which serves the people; to a dictatorial one, which seeks to control the people. The evidence overwhelmingly shows, the state of Hawaii over-reacted and overstepped it's authority to the Covid-19 pandemic. The governement of Hawaii and Governor Ige's lockdown restrictions, unlawful closures and quarantines, have led to irreversible damages, unprecedented unemployment, financial losses, restricted access to physical and psychological care, suicides, child abuse, domestic violence, poverty, depression and it goes on. The voting of this bill will be a betrayal of your oath of office and the people's freedom and human rights, that so many in our great country have fought and died to protect. Do the right thing. Mahalo.

HB-2502-HD-1

Submitted on: 6/24/2020 12:23:12 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tsu | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 SD1 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Tsu Osato

DATE: Tuesday, June 23, 2020

Good evening,

My name is Tsu Osato and I am a resident of the State of Hawaii in the County of Honolulu. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 SD1 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat

to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502 SD1.

HB-2502-HD-1

Submitted on: 6/24/2020 12:23:33 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| John Mora | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: John Mora

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is John Mora and I am a resident of the State of Hawaii in the County of Kauai. My physical address is **** Kawaihau Road, Kapaa, HI 96746.

After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to

a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

This bill is an egregious over use of excessive letigious force against the citizens of Hawaii and strongly encourage you to oppose this bill.

Thank you for hearing my testimony AGAINST HB 2502.

John Mora

HB-2502-HD-1

Submitted on: 6/24/2020 12:23:59 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|--------------------------------|---------------------------|---------------------------|
| Josh Vickrey | Testifying for Kapono Builders | Oppose | No |

Comments:

This bill is a gross violation of our rights as citizens of this country and leaves us vulnerable to greater abuses of power given. Passing this will also discourage inter island commerce and travel to our tourism based economy. My ohana should not have to live in fear of being rounded up for visiting or working the outer islands of our great state of Hawaii

My company strongly disagrees with this proposal as a violation of our rights and for the unnecessary power granted to an ever changing field of continued "practice"

In history anytime a group of people have been taken against their will it has NEVER had a positive result.

If you care about the people of this island you will vote against this bill.

Mahalo

HB-2502-HD-1

Submitted on: 6/24/2020 12:24:20 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------|--------------|--------------------|--------------------|
| Joanna Wheeler | Individual | Oppose | No |

Comments:

I firmly OPPOSE this bill. Only the Governor should have the right to declare a State of Emergency and as the law states for a limited amount of time. This is an egregious overextent and an attempt to take over our rights and liberties as Americans.

Respect our freedoms. Vaccinations should NEVER be enforced specially in the case of fast tracked not even tested on dogs non liability shots. The interests of citizens need to be above of the vaccine makers.

Tracing and having someone come into people's homes having the right to remove them and sent them away for their "protection" is fascist. This could create condtions for CPS taking children and it is no secret that that system is plagued with sexual abuse. NO ONE has the right to remove children from their parents. NEVER in history have we had healthy people out on cuaranteen. Never. Covid 19 lockdowns were a mistake and this measures are trying to perpetuate this constant state of emergency giving dictatorial powers to a public servant that doesn't even have a medical degree.

The Bill of Rights makes clear our rights and HB 2502 belongs in communist China and not in the United States of America.

Sincerely,

Joanna Wheeler

Hawaii Registered Voter

HB-2502-HD-1

Submitted on: 6/24/2020 12:28:10 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Gerard Silva | Individual | Oppose | No |

Comments:

We the People of Hawaii do not Support this Bill.

We Oppose any thing like this.

We will all be voting this year and if we find out about any cheating this year may God Help You we will not!!

HB-2502-HD-1

Submitted on: 6/24/2020 12:31:08 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Gwen Helvie | Individual | Oppose | No |

Comments:

I am not in support of this bill. It violate numerous constitutional rights. The Covid19 measures are getting way out of hand and many of these restrictions are not rooted in science. This is taking away rights and freedoms of American citizens and will ultimately lead to the absolute crash of our tourism economy. Covid 19 may be real but it is not as deadly as it is claimed to be. People do not ultimately get sick just because they come in contact with a disease or infected person. The covid 19 regulations are what will ultimately lead to the destruction of our population. The amount of COVID-19 related deaths will be much higher as people can not successfully live in fear and panic. Please stop the fear mongering of our population.

HB-2502-HD-1

Submitted on: 6/24/2020 12:33:18 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nadezda Rego | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE HB2502 HD1!

HB2502 HD1 is Unconstitutional!

HB-2502-HD-1

Submitted on: 6/24/2020 12:34:03 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Renee Dieperink | Individual | Oppose | No |

Comments:

Dear Senate Committee on Commerce, Consumer Protection and Health,

I am writing in **STRONG OPPOSITION to HB 2502 SD1.**

This bill is overreaching and infringes very heavily on people's civil liberties. You all act like we have the plague upon us, but the numbers show that this is not the case. Not in Hawaii, and not nation wide. I prefer freedom and accept this may come with some risks, over falsely perceived "safety" procedures that are only ushering in an ever more distopian totalitarian society. STOP it already!

Renee Dieperink

HB-2502-HD-1

Submitted on: 6/24/2020 12:36:06 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| L. Ragan | Individual | Oppose | No |

Comments:

Aloha Committee Members,

This bill screams tyranny. What are you thinking? Every single one of you is STILL collecting a paycheck unlike the hundreds of thousands losing everything they worked their whole lives for because of your inept policies. And, to add insult to injury, you want to create a mini communist China. The taxpayers of Hawai'i continue to pay you; the least you could do is remember this. Have you forgotten that you are beholden to the people of Hawai'i? You work for us and we the people do NOT want and do NOT need this bill. This is beyond overreach. An infection that has a 99.8% survival rate does not equal a pandemic. We are still in the United States of America not communist China. The United States Constitution is the LAW of the land and supercedes any state laws that clash with it.

You are calling this an emergency and giving an unelected official illegal powers to declare anything an emergency at any time and do anything to any of us with zero legal recourse for the law abiding taxpaying citizens of Hawai'i. You are fearmongering the Hawai'i population with false facts.

You are not dicatators; it would serve you well to remember that. When the cure is worse than the disease you are not serving the public.

Mahalo.

HB-2502-HD-1

Submitted on: 6/24/2020 12:36:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Naomi hashimoto | Individual | Oppose | No |

Comments:

I oppose HB2502.

HB-2502-HD-1

Submitted on: 6/24/2020 12:37:56 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Karen Murray | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 12:39:10 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Adriel Madamba | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 12:39:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| sandra ishikawa | Individual | Oppose | No |

Comments:

I am in STRONG OPPOSITION to HB 2502 related to Health.

This bill removes our personal freedoms, instead follow the Constitution, protect our freedom, not jeopardizing it! Thank you. OPPOSE HB 2502!

HB-2502-HD-1

Submitted on: 6/24/2020 12:41:25 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Prima Dacuycuy | Individual | Oppose | No |

Comments:

I oppose the mandatory vaccine for children to attend school.

HB-2502-HD-1

Submitted on: 6/24/2020 12:51:09 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nuulani Atkins | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 12:52:00 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Steven Cummings | Individual | Oppose | No |

Comments:

I strongly oppose this bill. It is unconstitutional and deprives an individual of their right to due process.

HB-2502-HD-1

Submitted on: 6/24/2020 12:58:03 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Paula Tanaka | Individual | Oppose | No |

Comments:

NO FORCED VACCINES!

HB-2502-HD-1

Submitted on: 6/24/2020 1:00:15 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Holly Tanaka | Individual | Oppose | No |

Comments:

This is unnecessary and easy to abuse. NO. And NO MANDATORY VACCINES.

HB-2502-HD-1

Submitted on: 6/24/2020 1:03:28 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| John Ragan | Individual | Oppose | No |

Comments:

Aloha Committee Members,

I OPPOSE this bill in its entirety. You cannot continue to make policy under the guise of safety when we are already safe. You cannot say we are unsafe when the current infection has a 99.8% survival rate IF you have Covid19. Out of 1,000 people that have Covid19, two people will die. You cannot separate families and keep a whole society from providing for their families with these statistics.

You cannot abdicate your elected duties to an unelected health official that marches to your orders allowing you to not be held responsible for anything at anytime. You are trying to pass this as fast as possible the day before Governor Ige goes on trial for exactly what you have written into this bill.

This bills infringes on the public's constitutional right to travel.

The right to travel is a part of the "liberty" of which the citizen cannot be deprived without due process of law under teh Fifth Amendment...Freedom of movement across frontiers in either direction, and inside frontiers as well, was a part of our heritage. Freedom of movement is basic in our scheme of values. (Kent vs. Dulles 1958).

Again I OPPOSE HB2502 in its entirety.

Mahalo,

John Ragan

HB-2502-HD-1

Submitted on: 6/24/2020 1:10:31 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sean Higgins | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 1:10:53 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Marissa Treskon | Individual | Oppose | No |

Comments:

On behalf of my family, I vehemently oppose HB2502. These measures are extreme and I'm disappointed to see such measures attempting to be passed.

HB-2502-HD-1

Submitted on: 6/24/2020 1:17:49 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rebekah Botello | Individual | Oppose | No |

Comments:

Forced quarantine is a slippery slope to other "forced" measures against the American Public. Do not pass this bill

HB-2502-HD-1

Submitted on: 6/24/2020 1:20:05 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Spike Tanaka | Individual | Oppose | No |

Comments:

NO, to PERMANENT travel restrictions. This is imposing restrictions on our civil liberties. NO to empowering the director of DOH. It's too much power in the hands of the wrong people. An absolute NO, to potential mandatory vaccinations!

HB-2502-HD-1

Submitted on: 6/24/2020 1:20:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tara Rojas | Individual | Oppose | No |

Comments:

Kalma Wong, PhD
P.O. Box 240364
Honolulu, HI 96824

June 24, 2020

Rosalyn H. Baker, Chair
Stanley Chang, Vice Chair
Senate Committee on Commerce, Consumer Protection, and Health

Re: **STRONG OPPOSITION** for HB2502 SD1 PROPOSED, Thursday, June 25, 2020, 9:30 AM, Conference Room 229

Dear Chair Baker, Vice Chair Chang, and Members on the Committee on Commerce, Consumer Protection, and Health,

I am writing to express my strong opposition for HB2502 HD1 SD1 PROPOSED. This bill gives excessive and inappropriate power to the Department of Health Director. The Health Director is an appointed position, not an elected one. The person in this position is simply an administrator imposed upon the residents of the state of Hawaii and should not have the same authority to declare a state of emergency as the governor.

This proposed bill gives the DOH Director the ability to quarantine without a court order as stipulated in §325-8 and allows the director to bypass the administrative procedures stipulated in Chapter 91 when making or amending interim rules, including procedures regarding public hearings.

This bill also removes the right of those who are quarantined or isolated to an appointed counsel at the state's expense as stipulated in §325-8. Instead, the bill allows the court to refuse to provide an appointed counsel at all. The proposed bill states, "...the court may, in its discretion, appoint counsel..." in place of, "...the court shall appoint counsel..."

Rather than creating a balance between civil liberties and health and safety, this proposed bill appears to be leading the state towards an authoritarian government.

Please protect the rights of the people of Hawaii and oppose HB2502 SD1 Proposed.

Sincerely,

Kalma Wong, PhD

HB-2502-HD-1

Submitted on: 6/24/2020 1:26:10 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------|--------------|--------------------|--------------------|
| Warren Gibson | Individual | Oppose | No |

Comments:

Good afternoon,

My name is Warren Gibson and I am a resident of the State of Hawaii in the County of Maui. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the***

individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 1:32:35 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------|--------------|--------------------|--------------------|
| Cheryl Toyofuku | Individual | Oppose | No |

Comments:

HB2502 HD1 SD1 Proposed is another example of tyranny over public health that is often used during questionable pandemics or communicable disease outbreaks. For example, according to current data from countries with credible research, the overall lethality of COVID-19 is now estimated at about .07 to .2 %. This makes it much less deadly than originally predicted, yet health and government officials, along with mainstream media continue with the elaborate deception and created frenzy poised to benefit immensely from the fear and paranoia. It is becoming obvious to the public, that the lack of current health emergency during this coronavirus scare is historically similar to the alarm of the swine flu, Ebola, West Nile virus, SARS, anthrax, bird flu and others.

Policies and tools to "screen, test, mitigate or treat" the spread of disease appears to control a population. This undesirable agenda leads to violations to civil, constitutional, healthcare, HIPAA, religious and personal freedoms & rights. Unjust travel restrictions with penalties, lockdowns, business/church/event closures and unhealthy masking start to diminish the Aloha spirit.

In this legislative bill, it is very disconcerting that a director of a state's health department will have the authority and power to require "reporting, screening, testing, contact tracing, quarantine and isolation of persons deemed by the department of health to be infected, at higher risk of infection, or at risk for spreading infections." Many of the other requirements, rules, penalties and fines stated in Part II of this bill, Section 325 are also draconian and are not deemed necessary. We live in a world full of viruses and bacteria and these requirements for a specific hyped virus are grievous. Instead, focusing on building our natural immunity and internal environment would be preferred.

Finally, similar to other bills in Hawaii's legislature that are introduced, this bill with its various drafts has morphed into something very different from the original bill. This legislative process is a disappointment to Hawaii and does not appear to be trustworthy.

HB-2502-HD-1

Submitted on: 6/24/2020 1:34:02 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Corey O | Individual | Oppose | No |

Comments:

I oppose this bill. I believe in liberty and freedom and this is a complete violation of our Constitutional rights regardless of what you are trying to do. You cannot delete our rights under the guise of public health.

HB-2502-HD-1

Submitted on: 6/24/2020 1:40:05 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jennifer Fajardo | Individual | Oppose | No |

Comments:

Stop with the governmental overreach and over reaction to Covid-19!!! It has a 99% recovery rate and .26% fatality rate according to the CDC. You are deceitfully using this exaggerated crisis to advance population control and surveillance measures. We the people, know what you're really up to!

HB-2502-HD-1

Submitted on: 6/24/2020 1:41:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------|--------------|--------------------|--------------------|
| Kathryn Johnson | Individual | Oppose | No |

Comments:

TESTIFIER: Kathryn Johnson, LCSW, DCSW

DATE: Tuesday, June 23, 2020

Dear Senators,

My name is Kathryn Johnson and I am a resident and voter in the State of Hawaii, as well as a mental health provider in private practice in the County of Kauai. I am writing to you to express my **STRONG OPPOSITION** to HB2502 SD1 related to Health.

After reading HB2502 SD1, I am greatly concerned by the degree to which multiple personal freedoms guaranteed by the Constitution of the United States are impinged upon by this bill.

I find it very troubling that travelers are mandated to disclose personal health information at all points of entry and departure in the State of Hawaii in order to travel within the state. This appears to be a clear violation of an American citizen's right to travel freely within the United States of America.

As a mental health provider, I am deeply aware of the importance of safeguarding an individual's protected health information, as it is a critical, daily task in my profession. In fact, should a health care provider fail to do this critical task and thus have a HIPAA violation, I imagine that their license to practice would be suspended or revoked. Therefore, I find it deeply disturbing that per HB2502, "**Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.**" This is essentially legislating a clear violation of HIPAA by not only allowing the Health Department to authorize non-medical professionals to collect and use protected health information, but also by allowing the free sharing of this protected information between any other entities (governmental or private) that the Health Department sees fit. This is highly problematic and a clear invasion of an individual's right to privacy.

Furthermore, I find it extremely troubling that the bill calls to give the director of health the authority to declare a public health emergency **“when in the judgment of the director there is a potential for an epidemic or serious outbreak.”** This seems like a vastly inappropriate amount of power to give to one individual who is not even elected by the people. It is particularly concerning since once the director declares a public health emergency, an individual’s right to numerous freedoms will be removed.

Of extreme concern is the right given to the Department of Health to **“isolate interisland, domestic, or international travelers after their arrival as determined by the department to be necessary to detect, prevent, prepare for, respond to, mitigate, or recover from the transmission of a communicable or dangerous disease.”** This is such an extreme abuse of power that I have trouble understanding the rationale behind it. Giving the Department of Health the authority to require the isolation of an individual for any of these reasons is extremely inappropriate, and certainly not to merely **“detect, prevent, prepare for...a communicable or dangerous disease.”** Should a traveler be so ill that they require isolation, they should be admitted to the hospital of their own free will. Informed consent is a legally protected and necessary component of all medical services.

Additionally, of immense concern is the right to **“Take other action as deemed necessary by the director to prevent, prepare for, respond to, mitigate, and recover from a serious outbreak of communicable or dangerous disease.”** This essentially gives the director unbridled power to take any action they see fit without any concern for the input of legislators or the rights of the residents and visitors of Hawaii. I can not think of any rationale for constructing a system that allows one individual to have such broad power over the people of Hawaii. In doing so, this bill gives unfettered power to the director of health which circumvents the constitutional checks and balances of the executive, legislative and judicial branches of our government.

In Part I of the bill it states that one of the purposes of this bill is **“to ensure a positive visitor experience, which is critical to sustain the State’s tourism industry.”** I found this statement extremely confusing as I believe this bill, and the broad powers it gives to the director of health, will be a huge deterrent to visitors. Basically, this bill states that at any time in the future, should the director of Health believe there is even the potential for a serious outbreak of any communicable disease, they may declare a public emergency. As a result of this declaration and without any warning, a visitor will be: mandated to provide personal health information (that may be disseminated to governmental or private entities as the dept sees fit), subjected to testing, contract tracing, and potential quarantine and/or isolation from their family/traveling companions (both at their own cost), as well as any other action that the director deems necessary. I find it highly unlikely that a visitor would risk thousands of dollars months in advance to plan a vacation to Hawaii under these circumstances, when there are many other beautiful and warm destinations that do not pose such a risk. Furthermore, there are other visitors who will refuse to return to Hawaii merely on principle, because they will no longer feel comfortable visiting a place that has such vast disregard for an individual’s personal freedom.

My livelihood is not tied to tourism, so I have no personal stake in opening up the economy or welcoming back visitors. In fact, I have found Kauai to be exceptionally beautiful and peaceful these past few months. However, as a mental health provider, I have been given a front row seat to the great emotional turmoil and financial stress that our families are experiencing. As you all know, many, many families in Hawaii are dependent on the tourism industry. With the crashing of the industry, came great economic stress which is a precursor not only for anxiety and depression, but also for domestic violence, child abuse, addiction and suicide. The mental health costs of this pandemic have been huge. I believe if this bill is passed, giving these broad powers to the director of Health, our tourism industry will be irreparably damaged, as will our families.

Thank you for your time and attention. I appreciate you hearing my testimony in **STRONG OPPOSITION** to HB2502 SD1 related to Health.

Mahalo nui loa,

Kathryn Johnson, LCSW, DCSW

HB-2502-HD-1

Submitted on: 6/24/2020 1:41:58 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dawn Andrian | Individual | Oppose | No |

Comments:

This infringes on our rights! No one has a right to pass this type of law! The blood of Jesus has my family covered! I oppose this bill!

HB-2502-HD-1

Submitted on: 6/24/2020 1:44:41 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------------|---------------------|---------------------------|---------------------------|
| Naea Mainaupo-Lindsey | Individual | Oppose | No |

Comments:

I completely oppose this bill on the facts that it is unconstitutional. It is not based on scientific evidence at all. And furthermore the entire lockdown is illegal all mandatory face mask wearing, social distancing everything is all illegal. Under Title 21 Federal rules and regulations you violated your own codes. And thereby making the entire lockdown and all mandates illegal. I assure you any furthermore harm to our community due to the advancement of this bill will result in furthermore civil lawsuits to the state. Again this is unconstitutional there is no due process the fact we can't even appear in person to testify is illegal. I would highly recommend this bill be dropped to avoid further law suits and harm to our community and our children!!

HB-2502-HD-1

Submitted on: 6/24/2020 1:47:45 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|-------------------------------------|--------------------|--------------------|
| William Stonebraker | Testifying for The Aloha Revolution | Oppose | No |

Comments:

This is my written testimony in opposition to HB 2502

My name is Bud Stonebraker and I oppose this measure. I am speaking on behalf of a group of likeminded local people who have grown frustrated with this administrations heavy handed measures and unconstitutional mandates.

The entire premise of this bill is wrong. Its states in the introduction that a screening process is a “key component for containment or mitigation of the spread of diseases.” This presumes a couple of things.

First, that Covid19 is a dangerous disease, but we have learned that Covid is not substantially more dangerous than influenza with a similar fatality rate of approximately 0.1-0.3%.

This initial projections from the World Health Organization were a 3.4% fatality rate but this number was wildly off. It is only about 0.1-0.3% fatal. There is no reason to continue reacting to the original projection numbers. They were proven wrong.

The second thing this early statement presumes is that Covid19 must be “contained or mitigated”. This presumption teaches that containing this virus is the right course of action. This is wrong. It is by all common sense the wrong course of action since it is a gross overreaction to Covid. Locking down the state, quarantine, social distancing, and wearing masks is all completely unnecessary.

This bill is radically wrong for our people because it also grants executive powers to a non-elected office holder. This is a civil rights nightmare.

We read about a screening for all travelers in and out of the state (even inter island) would be under this "screening" and the "benefits" would be to determine if quarantine or isolation will be necessary. These things are in no wise 'benefits' to the people of Hawaii. Imprisoning people for a mild infection is not a benefit for any free people.

This bill would essentially grant arresting and detaining powers to the director of the Department of Health. Just under one hundred years ago Germany saw the rise of a dark evil which hid behind the outlandish claims of political doctors. We cannot allow a Department bureaucrat of any stripe to have this authority or the power to shut our ports of entry.

What is the real reason the legislature is proposing this? To keep the state locked down indefinitely? To allow the governor to get off the hook for constitutional violations?

Let's be honest here. The Governor has overstepped his bounds and we are facing a constitutional crisis in the state. The legislature must act. But they cannot collude with him in this gross overreach lest they become culpable in his crime. Yes, the legislature must act but not this way.

With this bill you are acting the wrong way. You are removing the burden of proof from the governor (to justify his lockdown mandate) and giving authority to a department chief. But you are taking no responsibility to yourself. It is incumbent upon you lead at this time. Do not punt. Do not pass the buck. Take action to set Hawaii free from these mandates.

It must be thought a most diabolical thing to do, insulating two branches of government from responsibility, both the governor and the Legislature are trying to get a pass.

This is also wrong because it gives undo power to the health department to test, investigate, monitor, quarantine and isolate people as the director of Department of Health sees fit.

This seems more like an exercise in removing people's rights than it does a protective measure. After all what does "isolate" mean? Confinement? Medical prison camps?

While we make no accusations of malicious intent we also cannot forget recent history wherein isolation camps were filled with medical misfits. Or what about the Japanese internment camps that darkened our history book's pages? Shall we go back to that? This bill is in harmony with that aforementioned agenda.

Should the director be able to declare a state of emergency?

Why couldn't the director of health just convince the Governor to declare it? Perhaps because the governor is limited to 60 days? This bill gives the Director 90 but offers endless extensions. There was a reason to limit the executives power and it was not that he might stash that power with a subordinate.

On page 4 we read that the director would have arresting power over anyone "at higher risk of infection."

What does that mean?

If Director Anderson thinks I might catch Covid, he can jail me?

What if he deems someone to be a potential quarantine breakers? Would that be grounds for arrest? Perhaps? What if I posted my doubts about the governments assumptions online? Does that make me a threat to the safety of Hawaii?

Indeed, this bill alarms all of us who are simply uncomfortable with this erosion of freedom.

Page 4 section 2: "Require declarations of health status, travel history, and intended lodging."

Translation: "PAPERS!! Your papers do not seem to be in order comrade."

Who will enforce all these mandates? The brownshirts? Will the tracer corps that is being recruited going to be called the governor's youth? I challenge you to prove that my hyperbole is wrong by defeating this bill for I believe that you may tragically prove me right by passing it.

Section 3 same page. "Require...all of the public to implement safeguards designed to prevent infections." This means the Director of Health will be given the authority to tell you that you and your children will be required to wear a mask for the rest of your life.

My children can't breathe nor read lips with the masks (they are hearing impaired). They cannot see their teachers smile or kiss their grandma. It is a wound of injustice which is about to become septic in our state.

This bill offers control over every segment of life, from restaurants to bowling alleys and from nail salons to the grocery store, it will all be given to an unelected commissar.

No one will be able to work without the government breathing down their neck. If a business doesn't enforce his mandates they will be shut down. If a school doesn't sterilize and separate their children they can be turned in. This will be catastrophic for business and family.

The bottom of page 4 says that the Director can disclose or “release otherwise confidential information.”

What does that mean? Your private health information will not be shielded from the prying eyes of the state?

Ever have a procedure you want to keep confidential? Ever been tested for an STD? Want to keep that to yourself? Well if you resist the director’s mandates, is it possible that your private medical history is at risk? Does this indemnify the director completely?

Page 5 makes the police department obey and carry out the mandates of the director of the department of health. This gives a 90 window for this action, “unless further extended by the director.” So they can just extend it indefinitely.

How is it possible that this body is even considering such a pilferage of human rights?

Page 8 says that whatever “isolation” required by the Director shall be borne by the traveler entering the state. This means you could pay for your own solitary confinement in an enormously expensive medical prison. Not a fun vacation.

Of course we exempt the department from the rules so that they don’t have to pay any lawyers to twist and braid words together for the appearance of constitutionality. Make these sections silent and the government will never get sued. That way the party’s medical tyrants won’t get sued. They can say “they told us to do it.”

There is an establishment of the travelers screening special fund. The state does not need more special funds to form pockets of unaccounted moneys.

It seems this bill gives the director the power to issue fines and the power to direct the police to issue fines? That a state agency head be given this sort of police power is highly unsettling.

Page 11, line 13 a dangerous disease is defined with words like “substantial risk” and “significant number.” But what does this actually mean? Is 17 deaths in Hawaii enough to close the state down?

Page 13 states:

“Screening” also includes the administration of one or more questionnaires used to conduct surveillance of disease activity or to determine to whom a test or diagnostic tool is to be administered.

This is highly concerning language to use considering that this disease has been referred to as a “mild illness” and a “mild infection” by Johan Giesecke the Chief Scientist for the European Centre for Disease Control and Prevention.

Conducting surveillance on disease activity is a sneaky way of saying the government is conducting surveillance on people under the pretext of tracking disease. If this bill passes it will be open season on civil liberties and the bureaucrats will be the hunters. Covid19 is not a plague on par with anything which would warrant such an egregious grasping of power.

There were 542 deaths attributed to influenza in Hawaii in 2019. There have been 17 (just 3% of that) from Covid19 but we do not even know how many of these Covid cases were asymptomatic. Many of these 17 may have merely died with the disease instead of from it.

Indeed most cases are without symptom. In other words people don't get sick. The virus passes through their bodies and they don't know it. The infection does, however give them an immunity.

This is why we must let this virus run its course, as through a person and so through the population. Any doctor will tell you that a virus must run its course. You can be given therapeutic medications like the Valtrex I occasionally take as a suppression treatment for a recurring shingles virus that I have had. It calms the system and abates the inflammation.

The greater danger to Covid19 is body's occasional overreaction to it as an intruder. This hyper immune response is called a cytokine storm and causes inflammation in the tissue leading to infection and often death.

The State of Hawaii is enacting a sort of cytokine storm in its overreaction. Indeed, the virus will not kill us but the lockdown mandates will.

We are dealing with a non-plague but the state is running on frenzied high alert. That high alert is stressing our people and our economy. It will ultimately cause horrific poverty and social distress until we collapse under the weight of our own reaction.

But "the lockdowns spared us" someone will say. No, it is most likely that Covid had already peaked and was falling. By the time the governor's mandates had come Covid19 had mostly passed through our population.

A recent study published in the Journal of Clinical Virology (Volume 101, April 2018, Pages 52-56) showed that colds caused by coronavirus peaked during the months of December-March.

This novel coronavirus, a cousin to one of the many coronavirus strains that effect almost every single American in their lifetime. This is to say that we are commonly infected with different strains of coronavirus every year.

These have all passed their peak along with the novel coronavirus and it other will become increasingly unlikely that very many will have Covid19 in future tests. The covid

season has passed. Still we watch, wary at the way the tests have created undo fear among the population.

Surely if you test more you will find more. But these numbers are being used to fear monger and keep people in lockdown. If this continues, it will be a gross misleading of Hawaii's people.

This bill grants enormous authority to a non elected bureaucrat and will likely fail under challenge.

This bill is also based upon a premise that is a lie. There is no need to lock down and issue mandates over the free people of Hawaii. There is no need to surveil disease activity for this canard.

There is no reason to keep Hawaiians hostage any longer. Our freedom of movement and expression is being severely restricted. Our freedom to life, liberty and the pursuit of happiness is being trampled upon.

The Governor is getting in trouble for violating the Constitution and the Legislature is trying to back up his power play. They are trying to get him off the hook while allowing the lockdown to continue.

Any member of this body or its relative committees who votes in favor of this bill is doing a grievous injustice to Hawaii's citizens. A vote in favor of this bill makes one party to what is essentially an illegal overthrow of the free people of Hawaii.

You may not understand what is happening in the dark back rooms of the politics in this building but you should have the common sense to see that something diabolical is taking place in these islands. You should not vote in favor of this or any bill that forwards this false narrative we have been led to believe.

This is a bad bill. It is bad for our citizens. It is bad for our families. It is bad for our lives. It is bad for Hawaii and it must be rejected. Vote against this for the sake of your constituents and they will thank you at the ballot box. Vote in favor at your own peril.

Thank you and Aloha,

Bud Stonebraker

Candidate for Mayor

Leader of the Aloha Revolution

HB-2502-HD-1

Submitted on: 6/24/2020 2:06:18 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sheila Gage | Individual | Oppose | No |

Comments:

I strongly oppose this bill for various reasons. Thank you for your time and consideration in this matter.

HB-2502-HD-1

Submitted on: 6/24/2020 2:08:41 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ravyn | Individual | Oppose | No |

Comments:

I oppose this bill. This is against my rights. Do not pass this

HB-2502-HD-1

Submitted on: 6/24/2020 2:23:11 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| rebekah | Individual | Oppose | No |

Comments:

oppose this bill! It violates the constitutional rights of Hawaii's own citizens as well and the rights of US citizens who travel. It will cause lasting and permanent damage to Hawaii's tourism industry, as individuals will not submit to the overreach mandated in this bill.

1. This bill violates our rights to freely travel while threatening us with excessive fines by mandating screening and contact tracing of all tourists.

2. the Director of Health, who is not an elected official or even a doctor, is given sole authority without other governmental oversight- was his bill allows for the director to take can action deemed necessary. This is just dangerous and lacks and safety net for those caught up in these policies.

3. mandatory testing, contact tracing, quarantine, screening, isolation of travelers violate our constitutional rights and the HI constitutional rights to privacy.

4. Misuse of personal data is likely! . the mandatory presentation of personal, health & demographic can, entered into a CDC or DOH database without your knowledge or consent, used for unknown reasons, for any length of time, or for undisclosed purposes.

5. the length of the emergency, 90 days, can be continuously extended, as the director sees fit. Example, the governor has extended his proclamation 9 times.

6. the bill allows sections 325-A of HB 2502, HD1, SD1 to automatically become interim rules thus excluding all HI citizens from testifying or participating in the rule making process as required by Ch 91 and Chapter 201M

7. The DOH will have absolute power over your health, travel, school entry and another state programs that will be affected by HB2502 HD1, SD1

8. travellers can be quarantined or isolated at your own expense which could become excessive if you do not have insurance. Furthermore, Tthe \$5000 penalty for violating these rules is excessive and unfair compared to other misdemeanors

9. there are no penalties or fines if the information is released, or disclosed either accidentally or purposefully, similar to the fines and penalties in HIPAA laws.

10. There is a great possibility that legislators, city and county officials, and other government officials. This is classism.

HB-2502-HD-1

Submitted on: 6/24/2020 2:53:25 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------------|--------------|--------------------|--------------------|
| Josephine Keliipio | Individual | Oppose | No |

Comments:

Edit with the Docs app

Make tweaks, leave comments, and share with others to edit at the same time.

NO THANKSUSE THE APP

HB2502_Testimony

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is [yourname] and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is ***** (redacted for privacy), [yourcity], HI [yourzip]. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly

regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 3:10:57 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tracy Ovtcharov | Individual | Oppose | No |

Comments:

This bill is mandating that all travelers be subjected to testing, screening, contact tracing, etc when they get off a plane in HI which violates our rights to freely travel while threatening us with excessive fines and the Director of Health has the sole authority to deem any emergency without other governmental oversight. This unacceptable and I oppose this bill!

HB-2502-HD-1

Submitted on: 6/24/2020 3:30:27 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kater | Individual | Oppose | No |

Comments:

Aloha I am a long term resident of Hawaii. I believe in individual personal freedoms and choices.

HB-2502-HD-1

Submitted on: 6/24/2020 3:30:33 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nicole Kauwalu | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1

HB-2502-HD-1

Submitted on: 6/24/2020 3:38:25 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Carolina Diaz | Individual | Oppose | No |

Comments:

I completely OPPOSE this bill. It is unconstitutional and it is infringement on our rights!

HB-2502-HD-1

Submitted on: 6/24/2020 3:44:56 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Chaz Rapozo | Individual | Oppose | No |

Comments:

1. Gives to much power to DOH
2. Breaches constitutional rights, which is illegal.

HB-2502-HD-1

Submitted on: 6/24/2020 3:45:17 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alvin Rodrigues | Individual | Oppose | No |

Comments:

I oppose HB2502 no un elected person should have the power to declare a state emergency. The only person who has that right is the governor of the state HE IS THE ELECTED OFFICIAL and bears the full responsibility for declaring any state emergency. NO UNELECTED PERSONS SHOULD EVER HAVE THE POWER TO DECLARE A STATE EMERGENCY, ONLY THE GOVERNOR AND EVEN THE GOVERNOR DECLARED EMERGENCY SHOULD BE LIMITED.

HB-2502-HD-1

Submitted on: 6/24/2020 3:58:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| CherylInne Ching | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 4:02:33 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kristin Donley | Individual | Oppose | No |

Comments:

I strongly disagree with this. It is un lawful and inhumain. This is boarderline Hitler decleration and we as United States Citizens do not deserve to be treated this way. This is completely unconstitutional and going to far. Will not support this at all.

HB-2502-HD-1

Submitted on: 6/24/2020 4:08:50 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tara Doddridge | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 4:16:03 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tabatha Conrad | Individual | Oppose | No |

Comments:

I oppose this bill as it takes the rights of the governor and gives it to the DOH to determine if cv 19 vaccinations are required to attend schools & gives DOH exemption from Chapter 91. This is violation of our medical freedoms. I do not wish to be tracked

HB-2502-HD-1

Submitted on: 6/24/2020 4:22:58 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mandi Larsen | Individual | Oppose | No |

Comments:

Please vote no on this bill. It violates the right of free travel; it gives far too much authority to the director of health - an unelected official; it violates privacy rights; it excludes HI citizens from participating in the rule making process; it gives the department of health far too much power over school entry, travel, health, and more; it will have a negative effect on the tourism industry, which many HI communities rely on; the fines for violation are excessive; there are no penalties for disclosure of the protected health information, accidental or otherwise; ... there are a plethora of problems with this bill.

please vote no!

HB-2502-HD-1

Submitted on: 6/24/2020 4:46:00 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Corine Tilson | Individual | Oppose | No |

Comments:

I'm completely appalled at the level of UNCONSTITUTIONAL corruption we're seeing presented in this bill. I do NOT consent to this, will never consent to these extreme measures, and am disgusted you're attempting to promote it. Many people are now waking up to realize the deep level of corruption lawmakers are responsible for. HB2501 is a glorified shit-show being used to take away basic human rights. NO THANK YOU!

Those who will give up their freedom for a false sense of security deserve neither. Please do what's PONO, and just say "NO" to HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 4:50:07 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kieara Daniel | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1

HB-2502-HD-1

Submitted on: 6/24/2020 4:56:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tanya Friesen | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 5:19:59 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Maria Gutierrez | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 SD1. The people's right to determine the health care best for them, even in states of emergency, should remain in the hands of the people. It is unconstitutional to impose authoritarian measures onto communities, when they're emotionally compromised from fear or worry due to a pandemic.

HB-2502-HD-1

Submitted on: 6/24/2020 5:26:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| RAndie Wann | Individual | Oppose | No |

Comments:

I absolutely am NOT IN FAVOR of isolating individuals based on testing for any illness. I m NOT in favor of mandatory vaccinations for ANYONE, especially children, regardless of the vaccine. This bill will destroy Hawaii tourism. This bill will disrupt the lives of families. This bill disrupts my individual right to fresón of movement and is essentially enslaving people.

HB-2502-HD-1

Submitted on: 6/24/2020 5:27:56 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------------|---------------------|---------------------------|---------------------------|
| Kathryn Johanna Wanke | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER {Kathryn J Wanke}

To whom it may concern,

I, Kathryn J Wanke on this 24th day of June at this time 5:00 am strongly oppose this new Health Bill known as HB2502 written by the Hawaii State Legislature. It takes away the very rights and freedoms that are part of our American Constitution, the right to Life, Liberty and the Pursuit of Happiness! We Americans hold dearly these rights. I am against any proposal that can drag any person, family member or an entire family away from their home at any given time without any previous notice and be placed in a confined quarantine facility based on a suspicion and without any proof of illness or virus. Now, this person is susceptible to contracting this serious and deadly virus and can easily spread it! I, also, am in opposition to the new Health Travel Restrictions. My children live off island on the mainland and I don't want to have to worry about whether I will make it to my destination or not being able to make it safely back home because I have been escorted to quarantined area. On top of that, I /we will be responsible for new costs such as food, place to stay and medical cost!!! If, I am sick, I simply won't fly! I wear my mask whenever I am outside to prevent spreading the virus to anyone just incase I am asymptomatic, I social distance and wash my hands alot! So, I do my part but this Bill HB2502 is Seriously Scary!!!

I have been a Hawaii resident living in Maui County for over 22 years! My address is *****{redacted for privacy}Lahaina, HI 96761 This is my own testimony Opposing the HB2502 Health Bill.

Thankyou,
Kathryn J Wanke

HB-2502-HD-1

Submitted on: 6/24/2020 5:32:43 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| amber lee | Individual | Oppose | No |

Comments:

This proposed legislation violates several basic human rights and is wholly unconstitutional. It will also devastate the economy of Hawai'i further, as tourism is already a highly stretched and uncertain resource. Lastly, the Hawai'i education system already deeply struggles to provide suitable facilities and resources for its students, and this bill would further marginalize those whose access to a quality school experience is limited. For the sake of our children, for all people of Hawai'i, and all those who travel here, please do not pass that which would be such a profound detriment to the continuation of life and the possibility of our thriving forward.

HB-2502-HD-1

Submitted on: 6/24/2020 5:35:33 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Scott Fayette | Individual | Oppose | No |

Comments:

This is completely unconstitutional and must not pass

HB-2502-HD-1

Submitted on: 6/24/2020 5:46:40 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kent Eads | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 5:53:28 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brea Caley | Individual | Oppose | No |

Comments:

I strongly oppose this unconstitutional bill!!

HB-2502-HD-1

Submitted on: 6/24/2020 5:54:21 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------------|---------------------|---------------------------|---------------------------|
| Clementine Benemerito | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 5:59:23 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Oliver R Lewis | Individual | Oppose | No |

Comments:

Unconstitutional. I strongly oppose mandatory inflictions on free people's choice and personal space.

HB-2502-HD-1

Submitted on: 6/24/2020 6:07:47 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rita Kama-Kimura | Individual | Oppose | No |

Comments:

I strongly oppose the passing of this bill, please vote NO!

HB-2502-HD-1

Submitted on: 6/24/2020 6:10:32 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nick Kern | Individual | Oppose | No |

Comments:

Unconstitutional.

HB-2502-HD-1

Submitted on: 6/24/2020 6:11:35 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ann Dewey | Individual | Oppose | No |

Comments:

This bill is way too heavy handed and infringes upon our civil rights. People who are sick should stay home in their own homes or visitors can stay in hotels. Those that are immune compromised can protect themselves. This bill is more about removing people's rights than about the wellness of our community. This is a bad bill. It is bad for our families. I am more afraid of the erosion of civil rights than I am afraid of contacting the virus. I am afraid for our children who are now fearful of other people and fearful of human contact and afraid to go out of the house!

HB-2502-HD-1

Submitted on: 6/24/2020 6:12:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amy Woodruff | Individual | Oppose | No |

Comments:

I STRONGLY appose HB2502 as it is unconstitutional and a potential threat to our basic freedom.

HB-2502-HD-1

Submitted on: 6/24/2020 6:13:52 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------|--------------|--------------------|--------------------|
| Desiree Watson | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Tuesday, June 24, 2020

Good afternoon,

My name is Desiree Watson and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is 68-1952 Lina Poepoe St. Waikoloa, HI 96738. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Sincerely,

Desiree Watson

Hawaii Island

HB-2502-HD-1

Submitted on: 6/24/2020 6:14:15 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|--|---------------------------|---------------------------|
| Jennifer McTigue | Testifying for Humanity and all the people of Hawaii | Oppose | No |

Comments:

If this bill passes so help me God. This bill literally gives the power of the US presidency to an unelected official working directly against the people of Hawaii. The DOH health director will have MORE POWER to bring this state to its knees than the Governor of Hawaii and all of you legislatures. There is no definition for communicable and dangerous disease. If you have allowed COVID 19, a bioengineered weapon with a mortality rate of .26% to literally destroy the economy of the State of Hawaii, and put thousands upon thousands of beings at serious mental, physical, spiritual, and financial risk, what will you allow next? The results of allowing a power hungry and facsist DOH Director to literally take over our State is absurd not to mention criminal. This director will have the power to make arbitrary determinations to close our economy and imprison people without so much as a SHRED of scientific evidence. The people will not allow this kind of behavior to continue. This bill will DESTROY ANY SEMBLANCE OF ALOHA among it's people and will have catastrophic implications. I implore you to not pay service to a dark and evil energy that is taking over your minds and turning you into complacent sheeple. Please wake Up!

HB-2502-HD-1

Submitted on: 6/24/2020 6:14:15 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mary Weber | Individual | Oppose | No |

Comments:

Do not support

HB-2502-HD-1

Submitted on: 6/24/2020 6:15:17 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| janelle ragusa | Individual | Oppose | No |

Comments:

As a parent in the health profession, I strongly oppose this bill. Parents always know how to best care for themselves and their children. Keeping families together in any circumstance is best for everyone! The emotional stress of being separated will decrease the immune system.

Rather than being concerned about filling hospitals, and lack of resources - why not PROMOTE healthy lifestyle habits!

Holistic healing methods are best and can be done in the families home without "contaminating" others. Separating families at any point is just not condoned. Who really thinks this is a good idea?

HB-2502-HD-1

Submitted on: 6/24/2020 6:17:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Devon Ehrenberg | Individual | Oppose | No |

Comments:

I strongly oppose this bill and find it a slap in the face to our constitutional rights. I say NO.

HB-2502-HD-1

Submitted on: 6/24/2020 6:18:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tipa | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 6:19:05 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Micaire Hawkins | Individual | Oppose | No |

Comments:

This bill leaves open ended interpretations of what can be executed in a state of emergency and oversteps the role of protection of health to encroachment of freedom. I DO NOT support this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 6:19:40 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jonathan Yoshioka | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 6:21:08 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| cynthia paliracio | Individual | Oppose | No |

Comments:

This bill is unconstitutional! imposing travel restrictions will severely hurt Hawaii's visitor count. We're hurting as is with the nearly four month long lockdown. Many businesses have shutdown and thousands are now out of work. and, giving the DOH director powers over the governor is too much power.

HB-2502-HD-1

Submitted on: 6/24/2020 6:22:21 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Agustin | Individual | Oppose | No |

Comments:

I strongly oppose bill HB2502 on grounds it is unconstitutional.

HB-2502-HD-1

Submitted on: 6/24/2020 6:23:41 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--|--------------------|--------------------|
| Adam Dirks | Testifying for Soul Surfer and Company LLC | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Adam Dirks

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Adam Dirks and I am a resident of the State of Hawaii in the County of Kauai. My physical address is 4831E Kapaka St, Princeville, HI 96722. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

First off, my wife, Bethany Hamilton, and I are required to travel for work/surf very often throughout the year, and we do so with our kids, as a family. This bill is terrifying to think that our family could be ripped apart based upon "suspicion" of being infected. Please consider the effects this bill potentially has upon individuals and their upon families. The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a

quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then

be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 6:23:46 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kim nelli | Individual | Oppose | No |

Comments:

I strongly oppose bill HB2502 HD1

HB-2502-HD-1

Submitted on: 6/24/2020 6:25:28 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Laura A Hudgens | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 6:26:03 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Aimee Yoshioka | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 6:27:42 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| dreamhawaii | Individual | Oppose | No |

Comments:

I opppse.

HB-2502-HD-1

Submitted on: 6/24/2020 6:27:47 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kim Craig | Individual | Oppose | No |

Comments:

I oppose such overreaching regulation that will keep myself and many others from ever traveling to Hawaii. I also oppose the Director of Health being the sole authority to able to declare an emergency and to be able to take any action deemed necessary. This is too much power to give to one person when those decisions affect so many. Mandatory testing, contact tracing, and screening violate constitutional rights and rights to privacy. Please vote no on this bill!

HB-2502-HD-1

Submitted on: 6/24/2020 6:28:05 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| danielle cretsinger | Individual | Oppose | No |

Comments:

This is a complete overstep of government. It is unnecessary and should not even be an option. Also, it is unacceptable to put so much power in an unelected person's hand. They do not represent the people.

HB-2502-HD-1

Submitted on: 6/24/2020 6:30:07 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|--------------------------------------|---------------------------|---------------------------|
| Paul Pencak | Testifying for Keepyourrights.org | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Paul Pencak

DATE: Tuesday, June 23, 2020

Good morning,

My name is Paul Pencak and I am a resident of the State of Hawaii in the County of Hawai'i. My physical address is:

77-141 Laaloa Avenue

Kailua Kona HI 96740

After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal

of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

With Aloha,

Paul Pencak

HB-2502-HD-1

Submitted on: 6/24/2020 6:30:46 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Daisy | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 . This is infrenging on my freedoms and personal right as a human to care for my own health. This is Unconstitutional !

HB-2502-HD-1

Submitted on: 6/24/2020 6:30:17 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| maria grey | Individual | Oppose | No |

Comments:

I oppose HB2502 HD1 on constitutional grounds.

HB-2502-HD-1

Submitted on: 6/24/2020 6:32:19 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Shantel Bergantinos | Individual | Oppose | No |

Comments:

I strongly oppose this bill, as it violates our constitutional rights on so many levels!

HB-2502-HD-1

Submitted on: 6/24/2020 6:32:27 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bianca Bishop | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 6:33:22 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| john gangini | Individual | Oppose | No |

Comments:

This Bill is similiar to H.R.748 U.S Congress.gov that was created by U.S.Senator Courtney[D] January 2019 and was originally written as a 'Middle Class bill Adopted by The U.S.House [D] controlled and eventually became the 'THE CARES ACT".

I totally OPPOSE this bill for all travelers,Manadatory Testing,tracking,quarantine, that with the way The State of Hawaii has handled this whole{ PLANNED DEM IC }destroying peoples livelihoods,sent people in a panic,the amount of suicides, you cannot be trusted to have the peoples best interest in mind. Especially when you say "it leaves the door open to 'OTHER ACTIONS DEEMED NECESSARY,during Declared [PHE]. Next you will be making it manadatory vacinations for children to go to school.

I VOTE <<<<SCRUB THE BILL!

HB-2502-HD-1

Submitted on: 6/24/2020 6:33:26 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alana Cummings | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 6:33:45 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|--|---------------------------|---------------------------|
| Lori Kimata ND | Testifying for Sacred Healing Arts LLC | Oppose | No |

Comments:

From: [Anita Green](#)
To: [CPH Testimony](#)
Subject: Testimony in Opposition
Date: Wednesday, June 24, 2020 8:46:19 AM

Unfortunately your website is not working correctly, so I submit my Testimony to this provided email. Please send me a receipt of receiving this testimony. Mahalo

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Anita Green

DATE: Wednesday, June 24, 2020

Good morning,

My name is Anita Green and I am a resident of the State of Hawaii in the County of Kauai. My physical address is ***** (redacted for privacy), Kapaa, HI 96746. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a

facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

From: dianadhirsch@gmail.com
To: [Rep. Lisa Kitagawa](#); [CPH Testimony](#)
Subject: Opposition to Bill HB2502
Date: Wednesday, June 24, 2020 9:29:38 AM
Attachments: [HB2502_SD1_proposed_\(1\).pdf](#)

Dear who this may concern and to Representative Kitagawa,

We are outraged that our freedoms of the constitution are being taken away right before our eyes with this bill! It is absolutely wrong and against our constitutional rights for any state to impose these types of laws on the people!

Below I have pasted the bill and I strongly oppose!

Live like it's heaven on earth!
Aloha Nui Loa,

Diana Hirsch
Holistic Nutrition Educator
600 Tyner Way
Incline Village Nevada 89451
808-255-1983

HB-2502-HD-1

Submitted on: 6/24/2020 6:38:09 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------------|---------------------|---------------------------|---------------------------|
| Maaza Christos Mekuria | Individual | Oppose | No |

Comments:

The law being proposed appears to me to be a very draconian law that only belongs in Totalitarian governments such as Communist China and North Korea. It creates a Public Health Czar that has powers any tyrant would envy. The granted powers include such provisions " "Quarantine" means the physical separation, including the restriction of movement or confinement of individuals or groups believed to have been exposed to a communicable or dangerous disease, or who otherwise have or create a potential risk of transmitting a communicable or dangerous disease to others from individuals who are believed not to have been exposed or infected" by virtual suspicion of the "Director" .

In my view this law is highly contradictory and offensive to the Aloha traditions of Hawaii and the Hawaiian people. HB2502 robs persons of privacy as to how to conduct themselves in individual liberty, responsibility and security.

It is a threat to families and groups that would be subjected to "perceived infection" just by one individual or his subordinates. There is no end to this what can be only be considered a "Tyranny by Decree".

It makes the tourism industry that is already highly affected by the current closures to be permanently and irreparably damaged and curtailed. This is not time to make the lives of persons both inside and coming from outside hard and distressing. We need to be smart at dealing with this issue instead of rushing into travel restrictions, and infringing into individual spaces, by imposing draconian measures.

Please stop this unconstitutional invasion of privacy and freedom of travel. The proposed HB2502 HD1 law is anti-liberty, anti-business and anti-travelers and ultimately anti-Hawaii.

HB-2502-HD-1

Submitted on: 6/24/2020 6:38:16 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Allie Weigel | Individual | Oppose | No |

Comments:

I do not believe in madatory vaccinations for adult individual citizens in order to work or attend school.

From: [Jeanne Vana](#)
To: [CPH Testimony](#)
Subject: HB 2502 Today @ 9:30 am
Date: Wednesday, June 24, 2020 12:23:57 AM

Oppose HB2502

Mahalo,
Jeanne Vana
808 389-6255

Please accept this email testimony submittal.
Experiencing online sign in problems

HB-2502-HD-1

Submitted on: 6/24/2020 6:41:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Danica Chorman | Individual | Oppose | No |

Comments:

This is Tyranny

HB-2502-HD-1

Submitted on: 6/24/2020 6:44:12 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Andrea Kaleiohi | Individual | Oppose | No |

Comments:

As a mother of four children on the island of Kauai, I strongly oppose Bill HB2502. Our families's health is more valuable than the tourist dollar. This Bill is putting our rights into someone's else's hands and I don't believe this is the answer to the pandemic. We will not be guinea pigs and be possibly forced into receiving a vaccine that is still in developing stages. As a state we should all become more locally sustainable so we aren't completely reliant on tourism to survive.

Mahalo,

Andrea Kaleiohi

HB-2502-HD-1

Submitted on: 6/24/2020 6:47:35 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jenny Woodward | Individual | Oppose | No |

Comments:

I am a Hawai'i resident with children and Kupuna under my care. I strongly oppose HB2502 HD1.

From: [Jennifer Dustow](#)
To: [CPH Testimony](#)
Subject: Testimony for hb2502
Date: Wednesday, June 24, 2020 9:13:10 AM

1. This bill is mandating that all travelers be subjected to testing, screening, contact tracing, etc when they get off a plane here in HI which violates our rights to freely travel while threatening us with excessive fines.
2. the Director of Health has the sole authority to deem any emergency without other governmental oversight
3. the director of health can "take any action as deemed necessary" to prevent, prepare, respond, mitigate, recover from a serious outbreak of communicable or dangerous disease. The terms "any action deemed necessary" is too broad and can mean anything. The director is not a doctor but an appointed official, not elected. He will do what he is told.
4. mandatory testing, contact tracing, quarantine, screening, isolation of travelers violate our constitutional rights and the HI constitutional rights to privacy.
5. the mandatory presentation of personal, health & demographic info can be misused, improperly secured or improperly disposed, entered into a CDC or DOH database without your knowledge or consent, used for unknown reasons, for any length of time, or for undisclosed purposes.
6. the length of the emergency, 90 days, can be continuously extended, as the director sees fit. Example, the governor has extended his proclamation 9 times.
7. the bill allows sections 325-A of HB 2502, HD1, SD1 to automatically become interim rules thus excluding all HI citizens from testifying or participating in the rule making process as required by Ch 91 and Chapter 201M
8. The DOH has the sole authority to change these interim rules whenever they want through December 31, 2026, without public input which means that the DOH will have absolute power over your health, travel, school entry and another state programs that will be affected by HB2502 HD1, SD1
9. You or any traveller can be quarantined or isolated at your own expense which could become excessive if you do not have insurance
10. the \$5000 penalty for violating these rules is excessive and unfair compared to other misdemeanors
11. Although the bill states that all information will be confidential, there are no penalties or fines if the information is released, or disclosed either accidentally or purposefully, similar to the fines and penalties in HIPAA laws.
12. There is a great possibility that legislators, city and county officials, and other government

officials will NOT be subjected to these draconian rules thus making us second-class citizens!

Sincerely
Dr Jennifer Dustow

Lanai City, Hawaii

From: [Jerry](#)
To: [CPH Testimony](#)
Subject: Re: HB2502 SD1 - I oppose this proposed legislation
Date: Wednesday, June 24, 2020 11:09:34 AM

I strongly oppose this legislation.

=====
Jerry Brocklehurst
3917 Kilohana St.
Kalaheo, HI 96741

Cell: (808) 346-7967
=====

From: [Jesse A. Orebaugh](#)
To: [CPH Testimony](#)
Subject: HB2502 HD1, SD1
Date: Wednesday, June 24, 2020 9:44:56 AM

OPPOSE!

Aloha,
Jesse Orebaugh

From: [Laura Brown](#)
To: [CPH Testimony](#)
Subject: HB2502 SD1 In Opposition
Date: Wednesday, June 24, 2020 9:25:36 AM

DATE: Thursday, June 25, 2020
TIME: 9:30 AM
PLACE: Conference Room 229

Honorable Sen. Baker:

I am in opposition to the proposed bill HB2502 SD1. Allowing the director of the Department of Health to be the sole person in charge of declaring a health emergency, perhaps indefinitely, defies current law that places that responsibility on the governor, an elected official.

Travelers, faced with the prospect of 14 day quarantine at their expense, will likely not travel to Hawaii at all. This is proven currently by the extremely low visitor count under the governor's mandate.

Tests have been shown to be highly inaccurate with both false positives and false negatives.

Requiring a traveler to contest their quarantine by civil suit within 10 days is beyond reasonable.

Newspapers and travel blogs warning travelers to stay away from Hawaii, where they will be treated like illegal immigrants, jailed and deported, has already ruined Hawaii as the Aloha State. It will not be easy to make a comeback, as travelers will find much friendlier destinations.

Please do not pass this bill.

Mahalo,

Laura Brown
808-351-6301

From: [info](#)
To: [CPH Testimony](#)
Subject: URGENT.....HB 2502 Relating to Health TESTIMONY IN STRONG OPPOSITION
Date: Wednesday, June 24, 2020 10:28:17 AM

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Mary Dressler
DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Mary Dressler and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is (redacted for privacy), Pahoa, HI 96778. After reading

HB2502 and current testimony, **I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.**

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs

and increased travel opportunities for international visitors to Hawaii;
(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

[Mary Dressler](#)

[Hawaii Assembly](#)

[Are you tired of all the corruption ?](#)

From: [Nani Wright](#)
To: [CPH Testimony](#)
Subject: HB2502 SD1
Date: Wednesday, June 24, 2020 9:31:16 AM

I STRONGLY OPPOSE THIS BILL.

From: [Nayeva florie](#)
To: [CPH Testimony](#)
Subject: No to HB2502 SD1
Date: Wednesday, June 24, 2020 9:15:23 AM

I oppose house bill 2502 sd1

This bill proposes to give the DOH authority to declare an emergency with no time constraints, also giving them authority to call the shots instead of our Governor. This also makes the DOH exempt from chapter 91: this means DOH can mandate C19 vaccine without for all school kids of the general public without public input or proper legislation as long as the emergency is declared by the DOH.

For travelers this bill also proposes mandatory testing and contract tracing, quarantine, and leaves the door open to other procedures being implemented ie quarantine camps during declare public emergency by DOH.

No on HB2502 SD1

From: setthach77@gmail.com
To: [CPH Testimony](#)
Subject: Bill# HB2502 HD1/SD1
Date: Wednesday, June 24, 2020 12:09:59 AM

Bill# HB2502 HD1/SD1
Committee CPH
Hearing date 6/25/20 @ 9:30am rm 229

Dear CPH committee,

My name is Set Thach-Craig and I oppose bill HB2502 HD1/SD1. I believe this bill infringes on my constitutional rights as a citizen of this country. No institutions as the right to impose such laws upon its citizens. I strongly reject this bill.

Sincerely,
Set Thach-Craig.

Sent from my iPhone

From: [Cheri](#)
To: [CPH Testimony](#)
Subject: HB2502
Date: Wednesday, June 24, 2020 12:58:50 PM
Importance: High

This is opposition testimony for the

HB2502 SD1 IT MUST be STOPPED!

This is a “ gut & replace” bill! Legal in Hawaii. They took a completely different bill, that had ALREADY passed several House committees earlier before COVID shutdown, gutted the language, added this nightmare, and carried on to the next committee in June 2020. It’s a total sham!

total tyranny!

Covid had NEVER been Isolated in a Lab!! why ??
because it is the common cold look it in the AMA DICTIONARY

The test was never meant for Covid just basic viral activity.

85 % recovered WITHOUT a vaccine !!!!!!!! so why a vaccine??
97% of people vaccinated are Sterlized ... thanks to Bill Gates!

TOTAL DOMINANCE AND CONTROL Of HUMANITY! I DO NOT CONSENT!!

From: [Omra Kubby](#)
To: [CPH Testimony](#)
Subject: Opposition of bill HB2502-sd1
Date: Wednesday, June 24, 2020 11:48:20 AM

Aloha, I am writing in concern for the Bill (HB2502 -SD1. I am highly opposed to every idea there within. I believe this would be a bad move for our Island and State. Thank you, Omra Kubby

--

Blessings and gratitude Omra

HB-2502-HD-1

Submitted on: 6/24/2020 6:52:21 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------|---------------------|---------------------------|---------------------------|
| Brendorcha Keliikipi | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Brendorcha Keliikipi

DATE: Tuesday, June 23, 2020

Good morning,

My name is Brendorcha Keliikipi and I am a resident of the State of Hawaii in the County of Honolulu. I reside in Waianae, HI 96792. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined

how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may

include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 6:53:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| michael sagert | Individual | Oppose | No |

Comments:

I absolutely oppose such language in our free state.

This Bill is another example of the tyranny that has been slowly implemented throughout liberal states.

OPPOSE,OPPOSE

HB-2502-HD-1

Submitted on: 6/24/2020 6:53:38 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mary Taefu | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1 as it is unconstitutional and violating many of our rights.

HB-2502-HD-1

Submitted on: 6/24/2020 6:56:24 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Janice Giles | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1. It's our choice what we put in our bodies. According to the CDC 99.75% of COVID cases recover.

HB-2502-HD-1

Submitted on: 6/24/2020 6:59:46 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lloyd Faulkner | Individual | Oppose | No |

Comments:

I oppose mandatory testing when flying into Hawai'i. This is too much overstep by Gov Ige. He needs to open up HI soon.

HB-2502-HD-1

Submitted on: 6/24/2020 7:02:33 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Pat Beekman | Individual | Oppose | No |

Comments:

This bill imposes restrictions over a person's sovereignty over his own body and freedom of movement that are unacceptable. People traveling on business or for pleasure should not be subjected to mandatory testing, especially if the tests have been manufactured in China, not a friendly country, or some other country with low safety standards. One of the COVID-19 tests, which appears to be the most prevalent, of a long Q-tip high up one's nose is unacceptably invasive, made worse by the fact that such tests are mostly, if not all, made in China, a country in the news for its aggressive actions against the U.S. and poor safety standards besides.

The legislature has no business abdicating its responsibility to support the welfare and happiness of Hawaii's citizens by passing it on to the head of the Department of Health, who is unelected.

The preceding are just a couple of the problems to be found in HB2502 HD1, which is poorly thought out, based on opinion and rumor heavily influenced by COVID-19 rather than facts, and an appalling power grab by government.

HB-2502-HD-1

Submitted on: 6/24/2020 7:02:42 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| seagem fix | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:04:00 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amanda Lopez | Individual | Oppose | No |

Comments:

I am a proud resident of Hawaii and I strongly oppose giving power to the department of health to declare emergencies, take any action to prevent disease, release confidential medical info, use officers or law enforcement to enforce emergency declarations.

I believe there should be a process that will give the best interest of the community rather than give 100% power to the health department or director to do as please as long as it declares emergency action. Our constitutional rights are being stripped away with this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 7:05:17 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jill Coombs | Individual | Support | No |

Comments:

I urge you to support this bill. It is important to protect our population and lower the risk of covid transmission.

HB-2502-HD-1

Submitted on: 6/24/2020 7:05:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jen Bennett | Individual | Oppose | No |

Comments:

I strongly oppose bill HB 2502 HD1 !!!!

It goes against many God given freedoms/ rights and of those written in the United States constitution. This bill is a travesty. From beginning to end it is looking to infringe on people privacy, health, and freedoms. There needs to be more accountability within the language of this bill. To give all authority to the Director of Health and bypass the public and private democratic process is a gross overreach and misappropriation of power.

I am disturbed by the way this bill proposes to control people in the name of health and safety.

I could go on for hours on all that is wrong with this bill let alone the illegality of it all. Needless to say, I oppose this bill. Do not pass!

HB-2502-HD-1

Submitted on: 6/24/2020 7:06:09 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kristen Coles | Individual | Oppose | No |

Comments:

I oppose the amendments made to this bill due to excessive overreach by the DOH without government oversight. This bill appears to profit off of the potential quarantine of individuals without returning that money back to healthcare for the state. I also have concerns of imposing upon the freedoms of residents of this state who should have options made available for them to get tested for the disease so that they can safely travel as necessary.

HB-2502-HD-1

Submitted on: 6/24/2020 7:07:10 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jennifer Heagney | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:08:42 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| krystlelyn ramos | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1

HB-2502-HD-1

Submitted on: 6/24/2020 7:10:57 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Michelle Maghanoy | Individual | Oppose | No |

Comments:

I think it is important to remember the keiki and their keiki. Maybe the intentions of the now are good but to give away the rights of our future generations, for your grandchildren and their children. I think it's only right to give them the option to die in their own peace and gods way. I hope you consider these words as a personal path to an oath to not just your family, but humanity. Aloha.

HB-2502-HD-1

Submitted on: 6/24/2020 7:11:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Devon Palermo | Individual | Oppose | No |

Comments:

I don't support any action that would require mandatory vaccination for the population during times of distress/emergency.

HB-2502-HD-1

Submitted on: 6/24/2020 7:11:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Diane Kitahara | Individual | Oppose | Yes |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Diane Kitahara

DATE: Wednesday, June 24,202

Good afternoon,

My name is Diane Kitahara and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 95-146 Kipapa Dr #9 Mililani,HI 96789. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 7:12:21 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Shanee' Canne | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD 1!

HB-2502-HD-1

Submitted on: 6/24/2020 7:12:42 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tonya Marie Miller | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:13:03 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jaymes werner | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:13:19 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bryan Daguio | Individual | Oppose | No |

Comments:

I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health. The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and

require an individual to be part of a group without the individual's express consent. I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 201B—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony

Bryan Daguio

HB-2502-HD-1

Submitted on: 6/24/2020 7:13:34 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Hailey Getchell | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1 because it is unconstitutional.

HB-2502-HD-1

Submitted on: 6/24/2020 7:14:25 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tiare Nobrega | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1!

HB-2502-HD-1

Submitted on: 6/24/2020 7:16:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Celle Galarza | Individual | Oppose | No |

Comments:

I am a Maui resident. I strongly oppose this bill HB2502 HD1. I do not feel the DOH should maintain such powers to monitor travelers. It is an over step of their duties. It is a constitutional right to travel freely and this bill is not constitutional. Travelers should be treated with aloha not required to pass tests and be treated like criminals when visiting. There should be a due process and the public should be well informed of the standards that are being set.

Mahalo, Celle Galarza

HB-2502-HD-1

Submitted on: 6/24/2020 7:16:42 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Reina Dawn | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: TIFFANY BEARD

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is TIFFANY BEARD and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is *** (redacted for privacy), Kea'au, HI 96749. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.**

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the

State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt,

and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 7:16:47 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| nick | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1. To mandate vaccines is unconstitutional.

HB-2502-HD-1

Submitted on: 6/24/2020 7:17:49 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| james coles | Individual | Oppose | No |

Comments:

I strongly oppose this amendment. To set up a profitable process to fund non essential, non medical debts with full non government control is asinine and dangerous. Setting non defined rights to detain & isolate is wrong. I am appauled this type of bill is even being presented. This is definitely not the path we want to be going down and will not be accepted by a free and democratic society.

HB-2502-HD-1

Submitted on: 6/24/2020 7:17:57 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| leona zackrison | Individual | Oppose | No |

Comments:

The measures of interfering with a person's right and responsibility appear to be removed in this bill; the clarity in response to seemingly one source is vague and appears to lean towards being unconstitutional.

HB-2502-HD-1

Submitted on: 6/24/2020 7:18:08 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| oilipua sekona | Individual | Oppose | No |

Comments:

I strongly oppose this bill

HB-2502-HD-1

Submitted on: 6/24/2020 7:18:40 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Michelle Mazzetti | Individual | Support | No |

Comments:

Aloha Kakou,

Thank you for convening in order to address this unprecedented situation within our State and Country, I am writing you from Kamuela where we have Four ICU beds available to treat Covid-19 patients.

Hawai'i has a disproportionately high amount of "at risk" individuals. On average 13% of Hawaii residents have diabetes and sadly it affects those of Hawaiian, Japanese and Filipino and other Pacific Islander populations almost three times as much as Caucasians. The percentage of the at-risk demographic only increases when you factor in our Elderly population.

I know this is a time of struggle for many businesses, but we are doing this for all the people we love-- our Keiki and our Kupuna! Native Hawaiians are disproportionately homeless, sex trafficked, and now at risk for COVID-19. We need to stand together for their sake! We can't let this become another instance of what's currently happening in the Navajo Nation.

Ultimately, what is the percentage of tourists that will travel mid-pandemic and how does that compare to the amount of local people who will withdraw from the economy as soon as the threat has returned? It can already be seen in states on the East Coast that spikes from tourism are driving the local at-risk customers back into their homes. I know once active cases return to the big island I'm going back to avoiding restaurants and stores which are just now beginning to reopen.

Statistically, the economic impact of the death of local individuals will more greatly impact the state's economy in the long run-- people who live, work and spend money every day in Hawaii-- compared to the tourist family who will come here for a week, spend money, and leave until next year.

Our state has generated billions of dollars of revenue for Tourism based businesses over the last decades. The fact that many of these businesses, despite the booming

economy, lack a contingency fund to get them through the next several months until a vaccine or better treatment is not the burden our people should bear.

Respectfully,

Michelle Ashley Mazzetti

HB-2502-HD-1

Submitted on: 6/24/2020 7:19:00 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sydney Kahiamoe | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 7:19:25 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dave Rodriguez | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1 because it is unconstitutional.

HB-2502-HD-1

Submitted on: 6/24/2020 7:19:17 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tamsin Keone | Individual | Oppose | No |

Comments:

Aloha,

I oppose HB2502. I do not believe that vaccinations are safe. The companies that make them do not disclose all of the poisons and other ingredients that make them unsafe. I feel like they are not 100% effective anyway. People should be given the right to decide if they want to be vaccinated or not. It should not be something that is forced on someone. Forcing someone to do something they don't want to is against the constitution.

Thank you, Tamsin Keone

HB-2502-HD-1

Submitted on: 6/24/2020 7:21:18 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kimberly jones | Individual | Oppose | No |

Comments:

I strongly oppose HB2502

HB-2502-HD-1

Submitted on: 6/24/2020 7:21:34 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jessica Cheng | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Jessica Cheng
DATE: Wednesday, June 24, 2020

Good evening,

My name is Jessica Cheng and I am a resident of the State of Hawaii in the County of Honolulu. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Solomon Robello

DATE: Wednesday, June 24, 2020

Good morning,

My name is Solomon and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is ***** (redacted for privacy), Waipahu, HI 96797. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease,

and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the

proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 7:22:55 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kristin stanley | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Kristin Stanley

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is kristin Stanley and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 148 Makaweli street, Honolulu 96825. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 7:23:31 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|-------------------------------|-------------------------------|
| Angela Uno | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:21:47 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kristina calicdan | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:25:50 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Maata Tukuafu | Individual | Oppose | No |

Comments:

I strongly oppose this horrible bill that restricts our freedom and gives power to the wrong people. With a 100% recovery rate on Hawaii Island, all of this is absolutely null and void.

HB-2502-HD-1

Submitted on: 6/24/2020 7:28:26 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ryan Willis | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:30:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kelly Valenzuela | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:32:24 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Holly Kersten | Individual | Oppose | No |

Comments:

I oppose that the DOH can make these decisions regarding "preventative measures" which could include mandatory vaccines and being removed from your family for isolation at the determination from DOH that you "may" have been exposed. This could apply to any flu season or any future health concerns as the common cold. And the "other actions deemed necessary" regarding travel bans seems to give the DOH the ability to detain anyone for any reason. Please rethink this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 7:32:35 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Shane Kitahara | Individual | Oppose | Yes |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Shane Kitahara

DATE: Wednesday, June 24, 2020

Good morning,

My name is Shane Kitahara and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 95-146 Kipapa Dr #9 Mililani, HI 96789. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the

State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt,

and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 7:32:45 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nikole Brown | Individual | Oppose | No |

Comments:

The proposed bill HB2502 is another shocking and egregious example of governmental over-reach and tyranny. This bill is a power grab. It is trying to claim the government has the right to screen all travelers entering or existing in Hawaii, subjecting them to intrusive questionnaires, testing, investigating, monitoring, quarantining and isolation. It claims the right to do this under the pretext of protecting "public health." This bill is blatant violation of our unalienable, sovereign human rights, including some which are enshrined in the US Constitution and Hawaii. State Constitution, such as the 4th amendment right to be secure in our person without being subject to searches and seizures (unless there is a warrant based on probable cause). As stated clearly in one of the founding documents of this nation, the Declaration of Independence, governments are only instituted to secure the rights of the people (not to protect public health) and may only govern with the consent of the governed. On both counts, this bill misses the mark; it violates the right of the people and it does so without the consent of the governed. Government does not have the power, and may never try to claim the power, to make health decisions for people or to use forced medical interventions. The proposed procedures in this bill fall under the definition of forced medical interventions. This bill destroys our freedom, destroys our human rights and changes the nature of our government from a democratic one, which serves the people and protects our rights, to a dictatorial one, which controls the people and violates our rights. The voting of yes on this bill would be an outrageous betrayal of your oath of office and to the spirit of freedom and human rights, which so many have given their lives to promote.

HB-2502-HD-1

Submitted on: 6/24/2020 7:32:46 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| gina | Individual | Oppose | No |

Comments:

HB2502_Testimony

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is [yourname] and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is ***** (redacted for privacy), [yourcity], HI [yourzip]. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof

by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502

HB-2502-HD-1

Submitted on: 6/24/2020 7:24:58 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|------------------------|--------------|--------------------|--------------------|
| George Douglas Tiffany | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: George Douglas Tiffany, Ph.D

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is George Tiffany and I am a resident of the State of Hawaii in the County of Kauai. My physical address is 4125 Pai St., Kalaheo, HI, 96741. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 7:33:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brittany Pakele | Individual | Oppose | No |

Comments:

I strongly oppose

HB-2502-HD-1

Submitted on: 6/24/2020 7:33:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lorrie Smith | Individual | Support | No |

Comments:

Considering the lawsuit that has been filed I urge you to pass this bill immediately. We need to ensure that all visitors and returning residents are tested for Covid 19. With out testing and/or quarantine we not only face a potential medical crisis, but you will have a lot of workers unwilling or scared to return to work.

HB-2502-HD-1

Submitted on: 6/24/2020 7:35:03 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kazumi Sakurai | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:35:19 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|------------------------------------|---------------------|---------------------------|---------------------------|
| Kristine Kawaipuna Leith Bowden | Individual | Oppose | No |

Comments:

I am against bill HB2502

HB-2502-HD-1

Submitted on: 6/24/2020 7:35:20 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| sandra coffee | Individual | Oppose | No |

Comments:

Please do not allow Health department or any other state agency have power over our health.

HB-2502-HD-1

Submitted on: 6/24/2020 7:34:03 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Richard Kersten | Individual | Oppose | No |

Comments:

I strongly oppose this bill as I firmly believe "We The People", residents of the State of Hawaii and citizens of the United States of America have the abilities within ourselves to monitor our own health and well being. I feel the DOH will overstep their boundaries to impose regulated and mandated quarantine for any individual that **they** determine to be a health risk to the public. The Governor of the State of Hawaii as well as the President of the United States of America both have praised the residents and the citizens on how well we have acted in this time of health crisis, this clearly says **we** have the ability to monitor ourselves.

HB-2502-HD-1

Submitted on: 6/24/2020 7:36:19 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|--------------|--------------------|--------------------|
| Alison Orr-Andrewes | Individual | Support | No |

Comments:

As a physician and a resident, I support HB2502. Necessary lifestyle restrictions to protect the community from identified communicable disease threats are more important than personal convenience. Some will say the measures allowed in this bill are an intolerable infringement on their personal liberty--or even an attack on their constitutional rights. I strongly disagree. **Civil societies must be able to set limits on behavior that endangers the lives of others.** In a health emergency, it is appropriate for health officials and relevant professionals to decide what measures are necessary, based on the best scientific knowledge available at the time. This bill allows that. Please vote yes. Mahalo.

HB-2502-HD-1

Submitted on: 6/24/2020 7:36:38 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jenie | Individual | Oppose | Yes |

Comments:

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

DATE: Wednesday, June 23, 2020

Good evening,

My name is Jenie Ashton and I am a resident of the State of Hawaii in the County of Honolulu. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat

to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 7:38:53 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Pablo Penalzoa | Individual | Oppose | No |

Comments:

By executive order, Governor Ige laid off the workforce of our island in masses. Let that sink in. We are not facing a health crisis in Hawaii. We are suffering from a government policy promulgated economic recession. The lasting economic and social consequences to the lockdown/quarantine policy will outlast not only his term in office, but quite possibly his natural life.

Now, the governor wants to sign legislation to perpetuate and manipulate calling quarentines through un-elected officials (DOH) which is run by political appointees.

Ige's approach to governing tramples over our civil liberties. His actions are not only unconstitutional, but immoral. America has a government of people, by the people and for the people. Our government has not power unless explicitly given to it by the people. This bill must be stopped.

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Dr. Robert Abell
DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Robert Abell and I am a resident of the State of Hawaii in the County of Kauai. My physical address is ***** (redacted for privacy), Kilauea, HI 96754. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 7:35:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| amber | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:00:25 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Josiemarie Quezon | Individual | Oppose | No |

Comments:

I oppose/strongly oppose HB2502 HD1

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: BARRETT CRAYCROFT

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Barrett Craycroft and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 2069 California Ave Apt 13H, Wahiawa, HI 96786. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 201B—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:00:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Darrel Hall | Individual | Oppose | No |

Comments:

Testimony Regarding HB2502

From Darrel G. Hall

Island of Maui, (808) 344-2063, 1450 Honoapiilani Highway, Wailuku, Hawaii 96793

OPPOSED

We object to the "Covid19" screening of United States Citizens from being screened to pass into the State of Hawaii from any other state in the Union. A 'lockdown' , testing and screening only serves the physical, spiritual and financial oppression of citizens, not an improvement of the health or pursuit of happiness guaranteed to the citizens of the great United States by Law. Covid19 has not proven to be any more deadly than many other disease by any logical or scientific manner.

We do not give up our sovereign rights as Citizens of the United States under the Constitution of the United States living in the State of Hawaii governed by the United States of America. We understand that this entire 'pandemic' was and is being used as a means of oppression. We see this fake pandemic is not backed by any scientific evidence and the statistics do not prove your position in any logical way.

We object to your illegal governmental over reach and we demand that you cease now.We retain the right to our families, our homes and our right to live in autonomy.

We demand all of our rights be restored immediately, including but not limited to the following:

- our right to full bodily autonomy and personal medical sovereignty, e.g. the right to choose what goes into our bodies and to be in full control of our own health decisions, including how close we get to other people and whether we choose to wear masks or not;
- our rights to be secure in our person and to travel freely without being subjected to forced testing, isolation, medical intervention or vaccination;
- our right to privacy without being surveilled, tracked or “contact traced”; and
- our rights to lawfully work, trade, gather and assemble as we please without restriction.

We demand that the travel between the islands and the mainland be fully restored with no restrictions, so that we are allowed to do so without conditions or testing, knowing that failure to reopen travel will result in yet more economic harm and tangible damage to the People of Hawai'i. Lastly, we demand that you uphold your oath to the US Constitution, the supreme, paramount law of this land that can never be superseded by any so-called “emergency”.

Darrel G. Hall

Maui, Hawaii
(808)344-2063

HB-2502-HD-1

Submitted on: 6/24/2020 7:41:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kimberly kihei lani | Individual | Oppose | No |

Comments:

There is insufficient evidence to support the validity the coronavirus. Too many unanswered questions. To many theories have not been debunked, regarding the control-the-people agenda behind this pandemic. I do not support controlling and restricting the people, based on the current information. This behavior is inconsistent as compared to other past viruses. Also, too similar to agendas launched throughout time, to control the masses. I oppose this bill, based on the limited information available at this time.

HB-2502-HD-1

Submitted on: 6/24/2020 8:00:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| George Pace | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: George Pace

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is George Pace and I am a resident of Mountain View in the County of Hawaii. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

Any legislator who would vote in favor of this bill is a traitor to our country by being a traitor to their oath of office to protect and defend the constitution of the United States and the constitution of the state of Hawaii. Elements of this bill run roughshod over and deny citizens their fundamental natural unalienable civil rights without anything even remotely resembling "just cause". Despicable tyranny.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal

of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

EDITORIAL



Covid 19 — Navigating the Uncharted

Anthony S. Fauci, M.D., H. Clifford Lane, M.D., and Robert R. Redfield, M.D.

The latest threat to global health is the ongoing outbreak of the respiratory disease that was recently given the name Coronavirus Disease 2019 (Covid-19). Covid-19 was recognized in December 2019.¹ It was rapidly shown to be caused by a novel coronavirus that is structurally related to the virus that causes severe acute respiratory syndrome (SARS). As in two preceding instances of emergence of coronavirus disease in the past 18 years² — SARS (2002 and 2003) and Middle East respiratory syndrome (MERS) (2012 to the present) — the Covid-19 outbreak has posed critical challenges for the public health, research, and medical communities.

In their *journal* article, Li and colleagues³ provide a detailed clinical and epidemiologic description of the first 425 cases reported in the epicenter of the outbreak: the city of Wuhan in Hubei province, China. Although this information is critical in informing the appropriate response to this outbreak, as the authors point out, the study faces the limitation associated with reporting in real time the evolution of an emerging pathogen in its earliest stages. Nonetheless, a degree of clarity is emerging from this report. The median age of the patients was 59 years, with higher morbidity and mortality among the elderly and among those with coexisting conditions (similar to the situation with influenza); 56% of the patients were male. Of note, there were no cases in children younger than 15 years of age. Either children are less likely to become infected, which would have important epidemiologic implications, or their symptoms were so mild that their infection escaped detection, which has implications for the size of the denominator of total community infections.

On the basis of a case definition requiring a

diagnosis of pneumonia, the currently reported case fatality rate is approximately 2%.⁴ In another article in the *journal*, Guan et al.⁵ report mortality of 1.4% among 1099 patients with laboratory-confirmed Covid-19; these patients had a wide spectrum of disease severity. If one assumes that the number of asymptomatic or minimally symptomatic cases is several times as high as the number of reported cases, the case fatality rate may be considerably less than 1%. This suggests that the overall clinical consequences of Covid-19 may ultimately be more akin to those of a severe seasonal influenza (which has a case fatality rate of approximately 0.1%) or a pandemic influenza (similar to those in 1957 and 1968) rather than a disease similar to SARS or MERS, which have had case fatality rates of 9 to 10% and 36%, respectively.²

The efficiency of transmission for any respiratory virus has important implications for containment and mitigation strategies. The current study indicates an estimated basic reproduction number (R_0) of 2.2, which means that, on average, each infected person spreads the infection to an additional two persons. As the authors note, until this number falls below 1.0, it is likely that the outbreak will continue to spread. Recent reports of high titers of virus in the oropharynx early in the course of disease arouse concern about increased infectivity during the period of minimal symptoms.^{6,7}

China, the United States, and several other countries have instituted temporary restrictions on travel with an eye toward slowing the spread of this new disease within China and throughout the rest of the world. The United States has seen a dramatic reduction in the number of travelers from China, especially from Hubei province.

At least on a temporary basis, such restrictions may have helped slow the spread of the virus: whereas 78,191 laboratory-confirmed cases had been identified in China as of February 26, 2020, a total of 2918 cases had been confirmed in 37 other countries or territories.⁴ As of February 26, 2020, there had been 14 cases detected in the United States involving travel to China or close contacts with travelers, 3 cases among U.S. citizens repatriated from China, and 42 cases among U.S. passengers repatriated from a cruise ship where the infection had spread.⁸ However, given the efficiency of transmission as indicated in the current report, we should be prepared for Covid-19 to gain a foothold throughout the world, including in the United States. Community spread in the United States could require a shift from containment to mitigation strategies such as social distancing in order to reduce transmission. Such strategies could include isolating ill persons (including voluntary isolation at home), school closures, and telecommuting where possible.⁹

A robust research effort is currently under way to develop a vaccine against Covid-19.¹⁰ We anticipate that the first candidates will enter phase 1 trials by early spring. Therapy currently consists of supportive care while a variety of investigational approaches are being explored.¹¹ Among these are the antiviral medication lopinavir-ritonavir, interferon- β , the RNA polymerase inhibitor remdesivir, chloroquine, and a variety of traditional Chinese medicine products.¹¹ Once available, intravenous hyperimmune globulin from recovered persons and monoclonal antibodies may be attractive candidates to study in early intervention. Critical to moving the field forward, even in the context of an outbreak, is ensuring that investigational products are evaluated in scientifically and ethically sound studies.¹²

Every outbreak provides an opportunity to gain important information, some of which is associated with a limited window of opportunity. For example, Li et al. report a mean interval of 9.1 to 12.5 days between the onset of illness and hospitalization. This finding of a delay in the progression to serious disease may be telling us something important about the pathogenesis of this new virus and may provide a unique window of opportunity for intervention. Achieving a better understanding of the pathogenesis of this disease will be invaluable in navigating our re-

sponses in this uncharted arena. Furthermore, genomic studies could delineate host factors that predispose persons to acquisition of infection and disease progression.

The Covid-19 outbreak is a stark reminder of the ongoing challenge of emerging and reemerging infectious pathogens and the need for constant surveillance, prompt diagnosis, and robust research to understand the basic biology of new organisms and our susceptibilities to them, as well as to develop effective countermeasures.

Disclosure forms provided by the authors are available with the full text of this editorial at NEJM.org.

From the National Institute of Allergy and Infectious Diseases, National Institutes of Health, Bethesda, MD A.S.F., H.C.L.); and the Centers for Disease Control and Prevention, Atlanta R.R.R.).

This editorial was published on February 28, 2020, at NEJM.org.

1. Pneumonia of unknown cause — China: disease outbreak news. Geneva: World Health Organization, January 5, 2020 (<https://www.who.int/csr/don/05-january-2020-pneumonia-of-unknown-cause-china/en/>).
2. de Wit E, van Doremalen N, Falzarano D, Munster VJ. SARS and MERS: recent insights into emerging coronaviruses. *Nat Rev Microbiol* 2016;14:523-34.
3. Li Q, Guan X, Wu P, et al. Early transmission dynamics in Wuhan, China, of novel coronavirus-infected pneumonia. *N Engl J Med* 2020;382:1199-207.
4. Coronavirus disease 2019 (COVID-19): situation report — 36. Geneva: World Health Organization, February 25, 2020 (https://www.who.int/docs/default-source/coronaviruse/situation-reports/20200225-sitrep-36-covid-19.pdf?sfvrsn=2791b4e0_2).
5. Guan W, Ni Z, Hu Y, et al. Clinical characteristics of coronavirus disease 2019 in China. *N Engl J Med*. DOI: 10.1056/NEJMoa2002032.
6. Holshue ML, DeBolt C, Lindquist S, et al. First case of 2019 novel coronavirus in the United States. *N Engl J Med* 2020;382:929-36.
7. Zou L, Ruan F, Huang M, et al. SARS-CoV-2 viral load in upper respiratory specimens of infected patients. *N Engl J Med* 2020;382:1177-9.
8. Coronavirus disease 2019 (COVID-19) in the U.S. Atlanta: Centers for Disease Control and Prevention, February 26, 2020 (<https://www.cdc.gov/coronavirus/2019-ncov/cases-in-us.html>).
9. Fong MW, Gao H, Wong JY, et al. Nonpharmaceutical measures for pandemic influenza in nonhealthcare settings — social distancing measures. *Emerging Infect Dis* 2020;26(5) (Epub ahead of print).
10. DRAFT landscape of COVID-19 candidate vaccines — 18 February 2020. Geneva: World Health Organization (<https://www.who.int/blueprint/priority-diseases/key-action/list-of-candidate-vaccines-developed-against-ncov.pdf>).
11. WHO R&D blueprint: informal consultation on prioritization of candidate therapeutic agents for use in novel coronavirus 2019 infection. Geneva: World Health Organization, January 24, 2020 (https://apps.who.int/iris/bitstream/handle/10665/330680/WHO-HEO-RDBlueprint_28nCoV_29-2020.1-eng.pdf).
12. Lane HC, Marston HD, Fauci AS. Conducting clinical trials in outbreak settings: points to consider. *Clin Trials* 2016;13:92-5.

DOI: 10.1056/NEJMe2002387

Copyright © 2020 Massachusetts Medical Society

HB-2502-HD-1

Submitted on: 6/24/2020 7:42:12 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------------------|--------------|--------------------|--------------------|
| Heather Wawrzenski Individual | Individual | Oppose | No |

Comments:

TESTIMONY IN OPPOSITION

TESTIFIER: Heather Wawrzenski

DATE: Wednesday June 24, 2020

Good morning,

My name is Heather Wawrzenski and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is ***** (redacted for privacy), Kailua, HI 96734. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

I am very concerned about putting the power to make decisions in the hands of the Director of the DOH. This person is presumed to be an expert in health. NOT an expert in policy. The power to make public policy needs to be in the hands of the governor, an elected official, chosen by the people, and accountable to the people, who is presumed to be an expert in our Constitutional rights.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:00:53 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tom Lodge | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:39:36 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Leslie M DeRego | Individual | Oppose | No |

Comments:

My opposition is to the wording of **HB2502 HD1 SD1 Proposed**. It is my understanding that the wording of the original bill dealing with healthcare situations in rural areas of Hawaii was gutted and replaced with SD1 dealing with powers given to the Director of the Department of Health in times of outbreaks of communicable or dangerous diseases.

The powers proposed are exceedingly broad and the oversight limited for an individual who was/is not elected. The very overt threat to privacy and individual freedom is unconscionable and must be opposed.

HB-2502-HD-1

Submitted on: 6/24/2020 7:42:17 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jennifer Bowers | Individual | Oppose | No |

Comments:

I absolutely oppose this bill and any mandatory Covid vaccine that may be considered. My children and have a genetic condition that is worsened by vaccines. Neither myself nor my children will be removed from our home or "isolated" in the chance we are exposed to Covid-19 or any other virus for that matter. This virus has an incredibly LOW morbidity rate, even compared to influenza. The severe measures that our governments have taken over this common virus is insanity. Our children must develop herd immunity through virus exposure, not by wearing ineffective masks, "social distancing" and being injected with a vaccine that has not been tested for safety or effectiveness for a few years, and which contains well-known toxic adjuvants. Quarantine the sick, elderly and immune compromised and let healthy people go about their lives!! Please read science that isn't biased or pushed by individuals who will profit from the vaccines they push.

HB-2502-HD-1

Submitted on: 6/24/2020 8:01:00 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------|--------------|--------------------|--------------------|
| Adriel Bencosme | Individual | Oppose | No |

Comments:

I, Adriel Bencosme, STRONGLY OPPOSE HB2502 HD1.

The decisions made thus far by Hawai'i's leadership has been very questionable and suspicious based on scientific facts I have been reviewing over and over. I would love to testify in person as my questions to clarify certain points are blatantly ignored online by our "leadership". To move forward with more drastic measures, without first clarifying why we are where we are currently, appears draconian to me.

Let's remain fact-based in our decisions AND utilize our own awareness and intelligence to properly respond to threats to our citizens.

We the People are putting every single move, decision, statement, and order under a microscope. We are connecting many dots, cross-referencing scientific data, collaborating with doctors/scientists/lawyers/military, and remaining true to our sovereignty and freedoms. What this means is THE WORLD IS WATCHING your every move to ensure a beautiful world is left behind for the next generation. We have no other option left, based on all the science, but to believe that any decisions made that directly infringe on our rights is done so intentionally. Please consider an in-person hearing.

A concerned Citizen of the United States, loyal to the True Constitution of The United States of America,

Adriel Bencosme

HB-2502-HD-1

Submitted on: 6/24/2020 7:43:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kalaniakea Wilson | Individual | Oppose | No |

Comments:

I oppose this power to the Department of Health they only have shown to be unreliable in this crisis with terrible leadership. No one should determine what happens to people's children except their parents.

HB-2502-HD-1

Submitted on: 6/24/2020 8:01:04 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jennifer Bell | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Jennifer Bell

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Jennifer Bell and I am a resident of the State of Hawaii in the County of Kaua'i. My physical address is ***** (redacted for privacy), Kapaa, HI 96746. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

On a more personal note, I wonder if any who have created or are in support of this bill understand fully what it means as a human with a soul to defy our God given rights and how that may impact your own humanity, your relationship with the Creator/God and the relationship with your soul.

If you are in the defiance of the creator, what does that make you?

Thank you for hearing my testimony AGAINST HB 2502. And may you be blessed with your own intentions if you support this.

HB-2502-HD-1

Submitted on: 6/24/2020 7:45:10 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Cassandra Cordero | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:42:13 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nicholas Fisher | Individual | Oppose | No |

Comments:

I strongly oppose bill HB2502 HD1 as it is unconstitutional to my rights as an American citizen. It also will violate my children's rights as well. It is not fair as they are too young to understand what is going on.

HB-2502-HD-1

Submitted on: 6/24/2020 8:02:20 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Joli Johnston | Individual | Oppose | No |

Comments:

I strongly oppose this bill. I do not support giving the DOH exeption from chapter 91.

HB-2502-HD-1

Submitted on: 6/24/2020 7:47:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kimberlee Woodward | Individual | Oppose | No |

Comments:

This is an extreme over reach of power. This bill basically gives the director power and authority over everyone's lives at any given time. This is against our constitution of the United States. We are a democracy, not in a dictatorship. This will basically make the state of Hawaii dictators over our state and its people. This is not for the best of people's health and safety. We have all seen the devastation the supposed control of Covid has caused to our state. We need to open up our borders and stop imposing more control over the people of Hawaii and America. May God have mercy on Hawaii and America and the world. Lord we pray that your will be done with this and that those voting on this and those running this state and country would come to know and love you as you first loved us and gave your only Son for us. So that whoever chooses to believe in Him will not perish...even if this world in all its craziness does, but they may one day live with You forever. Amen.

HB-2502-HD-1

Submitted on: 6/24/2020 8:02:29 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Yulia Muzychenko | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:47:03 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Yolee Reyes | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:47:53 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Neerad Reddy | Individual | Oppose | No |

Comments:

Science is not absolute as clearly evidenced by the contradictions not only between CDC, WHO and Surgeon General but also by the so-called expert themselves. (Fauci, Redfield, Adams et al.) First they claim the virus is not a huge problem, that masks are useless and only the elderly are at-risk then only a few short weeks later with no time for vigorous scientific study they propose the exact opposite. Fauci has even admitted on several occasions that he has been "guessing". This is understandable when dealing with the unknown, however, it is absolutely unconditionally unacceptable to allow a health official who is basing decisions on Faulty Data inputted into even Faultier Models by the medical community who is basing policy on misperceptions. Let it be clear that it was the medical community itself that encouraged and sent COVID patients to nursing homes and elderly care facilities that led to the pandemic among the elderly and it was the improper diagnosis and implementation of the ventilators in hospitals that significantly contributed to the high mortality rate we saw in ICU's. The lock down of healthy people is not only unjustified it is unjustifiable tyranny. Clearly cooler and more intelligent heads prevailed in Sweden and they have a robust economy and very little loss of life to show for it. They will learn from this round and get it even better next round. The U.S. is taking the oppressive authoritarian and economically destructive route and has a 30% unemployment rate to show for it. Disgraceful.

HB-2502-HD-1

Submitted on: 6/24/2020 8:02:30 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kaiulu Downing | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:47:53 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amber Tranetzki | Individual | Oppose | No |

Comments:

Strongly oppose this bill!!

HB-2502-HD-1

Submitted on: 6/24/2020 7:48:55 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Michelle Melendez | Individual | Oppose | No |

Comments:

This bill goes beyond unconstitutional and should be considered tyranny, invasion of privacy and eroding our rights of liberty and freedom. It is moving toward brutality and unjust coercion. I am very opposed to such a measure and am shocked it would be considered in Hawaii.

Regards,
Michelle Melendez

HB-2502-HD-1

Submitted on: 6/24/2020 8:04:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Regina | Individual | Oppose | No |

Comments:

I oppose this bill

HB-2502-HD-1

Submitted on: 6/24/2020 7:49:18 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Melodie Reyes | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Melodie A Reyes

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Melodie Reyes and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is 81-2177 Haku Nui rd. Captain Cook, HI 96704. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 7:49:34 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Marissa Abadir | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:04:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| McLean Eames | Individual | Oppose | No |

Comments:

The proposed bill HB2502 is another shocking and egregious example of governmental over-reach and tyranny. This bill is a power grab. It is trying to claim the government has the right to screen all travelers entering or existing in Hawaii, subjecting them to intrusive questionnaires, testing, investigating, monitoring, quarantining and isolation. It claims the right to do this under the pretext of protecting "public health."

This bill is blatant violation of our unalienable, sovereign human rights, including some which are enshrined in the US Constitution and Hawaii. State Constitution, such as the 4th amendment right to be secure in our person without being subject to searches and seizures (unless there is a warrant based on probable cause). As stated clearly in one of the founding documents of this nation, the Declaration of Independence, governments are only instituted to secure the rights of the people (not to protect public health) and may only govern with the consent of the governed.

On both counts, this bill misses the mark; it violates the right of the people and it does so without the consent of the governed. Government does not have the power, and may never try to claim the power, to make health decisions for people or to use forced medical interventions. The proposed procedures in this bill fall under the definition of forced medical interventions. This bill destroys our freedom, destroys our human rights and changes the nature of our government from a democratic one, which serves the people and protects our rights, to a dictatorial one, which controls the people and violates our rights.

The voting of yes on this bill would be an outrageous betrayal of your oath of office and to the spirit of freedom and human rights, which so many have given their lives to promote.

The evidence shows the government over-reacted to COVID and caused much tangible damage to the people of Hawaii with its lockdown restrictions, including an increase in depression, anxiety, stress, domestic violence, child abuse and suicide.

HB-2502-HD-1

Submitted on: 6/24/2020 7:49:42 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Georgia Michalicek | Individual | Oppose | No |

Comments:

This bill removes all rights of an individual for freedom of healthcare choices of their person which is unconstitutional. This is illegal coercion of the populace of Hawaii. I strongly oppose this bill!

HB-2502-HD-1

Submitted on: 6/24/2020 7:50:22 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|------------------------------|--------------|--------------------|--------------------|
| Tracy Stafford Individual | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Tracy Stafford

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Tracy Stafford and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is 1927 A Kilauea Ave (redacted for privacy), Hilo, HI 9670. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Lucas Breckenridge

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Lucas Breckenridge and I am a resident of the State of Hawaii in the County of Kauai. My physical address is ***** (redacted for privacy), Kilauea, HI 96754. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 201B—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 7:50:35 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Matthew Kaneshiro | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:51:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Luan Vick | Individual | Oppose | No |

Comments:

Thank you for working ways to keep Hawaii safe! Unfortunately, I don't think HB2502 will accomplish that goal. I strongly opposed HB2502, because it will not reduce risk. It will only make Hawaii an unappealing place to visit, because of potential threat of false imprisonment / forced Quarantines / isolation. Testing for the latest, COVID is not reliable - producing false negatives and false positives. This bill could open to the door to several law suits to our state government for illegal detentment/ lost of freedoms. Education is the key to stopping the spread of any disease. This route will cause several problems for the state not limited to lawsuits and falsely quarantining people.

I strongly oppose this bill. Thank you, Luan Vick

HB-2502-HD-1

Submitted on: 6/24/2020 8:06:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kris Marcello | Individual | Support | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:46:36 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jil Powers | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Jil Powers

DATE: Wednesday, June 24, 2020

Good morning,

My name is Jil Powers and I am a resident of the State of Hawaii in Maui County. I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:06:11 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Matthew Villanueva | Individual | Oppose | No |

Comments:

I oppose this bill

HB-2502-HD-1

Submitted on: 6/24/2020 7:53:00 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Elisha Sevareid | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Elisha Sevareid

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is [yourname] and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is ***** (redacted for privacy), [yourcity], HI [yourzip]. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:06:26 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Blaine De Ramos | Individual | Oppose | No |

Comments:

Strongly oppose HB2502

HB-2502-HD-1

Submitted on: 6/24/2020 7:53:19 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jaimen | Individual | Oppose | No |

Comments:

I strongly oppose because it is my constitutional right what I choose to put in my body. Wether medically or otherwise.

HB-2502-HD-1

Submitted on: 6/24/2020 7:54:31 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Mark Nilsson | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Kim Luchau

DATE: Wednesday, June 24, 2020

Good Morning,

My name is Kim Luchau and I am a resident of the State of Hawaii in the County of Kauai. My address is 5545 Kahiliholo Rd, Kilauea, HI 96754. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well-protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of

food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent. I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 percent of the \$79,000,000 shall be transferred to a sub-account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:06:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Malia Reddekopp | Individual | Oppose | No |

Comments:

In accordance with our Constitution I believe our rights as American citizens prohibits government overreach in the form of mandatory vaccinations, economic shutdown, and/or forced "isolation or quarantine" in any place other than a persons home. I oppose this bill for those following reasons.

HB-2502-HD-1

Submitted on: 6/24/2020 7:54:34 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| shazlynn simer | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:06:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|----------------------------------|---------------------------|---------------------------|
| Mabelle Bastien | Testifying for True Pilates Maui | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:55:12 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Chelsy Kukahiko | Individual | Oppose | No |

Comments:

I strongly oppose of HB2502. This matter goes against my religion, I do not support! Do not approve bill for the well-being of our keiki and next generation to carry out HAWAII. Please!

HB-2502-HD-1

Submitted on: 6/24/2020 7:55:24 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Greg Howeth | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER:Greg Howeth

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Greg Howeth and I am a resident of the State of Hawaii in the County of Maui, 96761. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof

by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Respectfully,

Greg Howeth

HB-2502-HD-1

Submitted on: 6/24/2020 8:06:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Stacey Lancaster | Individual | Oppose | No |

Comments:

I strongly oppose this bill and it is a vast overreach of governmental control. The vague language leaves open the door for governmental tyranny, including mandatory vaccines during a declared "emergency", and potential ability to remove children from their homes for "isolation" measures.

The fascist overreach for a virus with a 99% survival rate is absolutely mind-boggling. I hope it doesn't take the next election to right the wrongs that our fascist ruled state is trying to put into place.

Praying that you will do what is right and uphold and protect the constitution, as you were elected to do.

HB-2502-HD-1

Submitted on: 6/24/2020 7:56:46 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Steve Bruhjell | Individual | Oppose | No |

Comments:

I submit a very strong NO for testimony. We the People do not need another loss of constitutional freedoms. If we get sick it is up to us, it is our right, to deal with our own body as we see fit.

How can a bill be changed after hearings mid passage? Sounds like legislative chicanery to further impose more tyrannical oppression. We've had enough, Stop this insanity

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Kandi O'Brien
DATE: Tuesday, June 23, 2020

Good afternoon,
My name is Kandi O'Brien and I am a resident of the State of Hawaii in the County of Maui.

My physical address is 147 Halona Street, Kihei, HI 96753

After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of**

money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:07:09 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jaina Cassidy | Individual | Oppose | No |

Comments:

I strongly oppose this bill! My heart is heavy, sad and disappointed in our government for thinking that this bill would be helpful or constitutional. This bill is against our rights! There are better ways to go about all of this that respects our first ammendent rights. This is not it! I strongly oppose!!

HB-2502-HD-1

Submitted on: 6/24/2020 7:57:33 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Christa Bode | Individual | Oppose | No |

Comments:

I oppose this bill as a resident of Hawaii!

Christa Bode

HB-2502-HD-1

Submitted on: 6/24/2020 8:07:41 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Martha Stephens | Individual | Oppose | No |

Comments:

Dear Representatives,

Thank you for your time and critical thinking moving forward. The Hawaiian Islands are unique and what is happening is by no means a pandemic, it is a crucial, critical turning point for our entire worlds future. Our human rights and all of our freedoms are being taken as quickly as possible. We are up against spontaneous order verses centralized control. I oppose HB-2502 HD1 in its entirety and urge you kill this bill now.

As you well know you are carrying out the globalists plan for enslavement with these draconian measures of Federal overreach. The United Nations funded Sustainable Development and all the Agendas and propaganda it entails are buying out the Hawaiian Islands and the world in real time with this fabricated crisis. The current chaos is moving the agenda forward to put nature on a pyramid above mankind with many very, very nefarious plans along the way. Most people, including the environmentalists are completely ignorant to the fact that this agenda is a complete land grab.

We are at a juncture of social engineering for globalism beyond what most uneducated people to this plan can comprehend, even though the powers that be have been telling us about it for decades. Are you paying attention? This effects you and your future generations! There will be no going back.

Do you ever wonder how ALL these new buzz terms just popped up? "The New Normal" and all this FEAR programming? You are being played like fiddles for the New World Order.

I implore you to do your due diligence about the bigger picture and truths of this "Plan"demic that is the "right crisis" of fear created by these criminals and being used on the entire world!

Short term this State and country will look like Venezuela economically if allowed to go down this continued path. Already it will take years to recover from this irresponsible economic leadership.

That being said it is blatantly obvious the quarantine on travelers and all the deemed non-essential businesses fits quite nicely into this big globalization plan for

enslavement. This bill will be the death nail. If you have not studied the World Economic Forum nor researched all the UN documents and had them explained to you, you need to do it now before you make another single decision for the people of Hawaii. Follow the police state focus coming down from on top of you, the actions and of course the money behind all these agendas. Study the actual truth about this so called disease and the faulty testing. If this were a pandemic we would have bodies in the streets all over the country not just mainly elderly people being killed by negligent use of respirators. The numbers are even part of the propaganda. The entire thing is one big fear generating lie for the agenda.

PLEASE stop this tyranny and Federal over reach now and kill bill HB-2502 HD1.

Thank you,

Martha Stephens, Big Island

HB-2502-HD-1

Submitted on: 6/24/2020 7:57:41 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jessica Jack | Individual | Oppose | No |

Comments:

Good afternoon,

My name is Jessica Jack and I am a resident of the State of Hawaii in the County of Honolulu. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 7:58:19 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| stacie | Individual | Oppose | No |

Comments:

This bill will seriously hurt tourism, economy, and tax and federal revenue. I STRONGLY oppose.

HB-2502-HD-1

Submitted on: 6/24/2020 7:58:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Natasha Noble | Individual | Oppose | No |

Comments:

Senators, please do not approve this bill. It will give the DOH overstepping powers and is a launching pad for mandatory Covid19 vaccination or no travel. If that happens you can say goodbye to tourism and our economy. Please don't give the DOH that power.

HB-2502-HD-1

Submitted on: 6/24/2020 8:08:02 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-------------------|--------------|--------------------|--------------------|
| rebecca goodnight | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Rebecca Goodnight and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 2631 Namauu Drive, Hononlulu, HI 96817. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.



State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
State Capitol
9:30 AM Room 229

Relating to Health HB 2502
TESTIMONY IN STRONG OPPOSITION

DATE: Tuesday, June 24 2020

Honorable Senator Rosalyn H. Baker, Chair and Senator Stanley Chang, Vice Chair and Committee Members,

My name is Melynda Dant and I am a resident of the Kona Hawaii. After reading HB2502 HD1 and testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 SD1, related to Health. This is entirely a different bill than the preceding testimony is supporting.

Originally it was about **the relationship to the existing health care system of an area, including the availability of workforce, as a criterion that the State Health Planning and Development Agency may adopt as part of its certificate of need review.**

Today this bill HB 2502 SD1 is about giving power to DOH, that our Governor already has. It also Authorizes the Department of Health to screen, test, and monitor travelers. Provides for penalties for noncompliance. Amends and adds definitions and procedural and administrative provisions in chapter 325, Hawaii Revised Statutes. Establishes a travelers screening special fund. Allocates funds from transient accommodations tax revenues. Provides an appropriation.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

I strongly believe this bill is against our constitutional rights as travelers, residents and people of this country. Please do NOT pass this dangerous bill. Do not panic and make our state an authoritarian dictatorship.

Sincerely,

Melynda Dant
Exec. Vice President

HB-2502-HD-1

Submitted on: 6/24/2020 8:08:47 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------|--------------|--------------------|--------------------|
| Vaokakala Fale | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Vaokakala Fale

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is [yourname] and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is ***** (redacted for privacy), [yourcity], HI [yourzip]. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

Â

TESTIFIER: Shellsea Gruber

DATE: Tuesday, June 23, 2020

Â

Good afternoon,

My name is Shellsea Gruber and I am a resident of the State of Hawaii in the County of Maui. My physical address is 162 Wahikuli Road, Lahain, HI 96761. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be at higher risk of infection, or at risk for spreading infection” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individuals right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical” This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individuals express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which

were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B-8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018-11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

Â (B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub-account in the tourism special fund to provide funding for a safety

Â

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 7:59:27 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jessica McCormick | Individual | Oppose | No |

Comments:

I OPPOSE HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 7:59:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Joshua Meek | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:09:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Vanessa Mercado | Individual | Oppose | No |

Comments:

I don't agree with this bill. It gives them too much power. They need to open the boarders.

HB-2502-HD-1

Submitted on: 6/24/2020 7:51:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jasmine Duda | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:09:24 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Edward Clark | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:10:34 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jessika Friedrichs | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 as it is a gross overreach of government control and a direct violation of human rights.

HB-2502-HD-1

Submitted on: 6/24/2020 9:00:20 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| sean | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:11:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Neal Chantara | Individual | Oppose | No |

Comments:

I strongly oppose this bill or any bill similar. It is exactly what the pharmaceutical companies want, not what people want or would want if they were fully educated on the subject. I believe we have a God given right to choose what is best for our health and what goes into our bodies. This bill opposes natural law and the Constitution of the United States.

Mahalo,
Neal Chantara

HB-2502-HD-1

Submitted on: 6/24/2020 8:11:46 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Gustavo Zabarain | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Ashley Clary

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Ashley Clary and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is 82-974 Ieke St Kailua-Kona, HI 96704. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 9:00:49 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kim marzerta | Individual | Oppose | No |

Comments:

HB2502_Testimony

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Kim Marzetta

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Kim Marzetta and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is 14-5128 Pu'u'a Rd, Pahoia HI 96778. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof

by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

with ALOHA,

Kim Marzetta

HB-2502-HD-1

Submitted on: 6/24/2020 8:12:34 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jamaica Hancock | Individual | Oppose | No |

Comments:

I oppose this bill in order to protect my autonomy and the autonomy of my fellow citizens as it could directly impact our civil liberties. The DOH should not have the power to declare a national emergency. They should consult the elected officials that are in position to make these decisions.

HB-2502-HD-1

Submitted on: 6/24/2020 9:00:52 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alicia Claytor | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:12:45 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| karin sagar | Individual | Oppose | No |

Comments:

Aloha

My name is Karin Sagar a resident of Maui County at 106 Loa Place, Lahaina, HI. I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

Not only does this bill remove multiple personal freedoms under the Constitution including but not limited to burden of proof, personal liberties and choice and protection of personal health information which I believe would violate HIPPA laws.

The broad scope of empowerment that would be provided to the DOH, who are APPOINTED NOT VOTED into office, is a threat to personal freedom and choice. Their discretion to make decisions which would then become LAWS is frightening in this day and age.

For a community with a history of racial inclusion, the concern of quarantining facilities is eerily reminiscent of the internment camps for Japanese Americans. Surely this State with its proud history of inclusion would not support such a program that would basically do the same for infected or worse SUSPECTED infected individuals.

With no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community is the responsibility of who??

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department." NO WAY IS THIS CONSTITUTIONAL.

Finally, any 'pork barrel' funding is also expressly opposed. Specifically mentioned in the bill:

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Karin Sagar

Maui County

HB-2502-HD-1

Submitted on: 6/24/2020 8:13:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| passionae ladines | Individual | Oppose | No |

Comments:

I strongly oppose and that it is unconstitutional

HB-2502-HD-1

Submitted on: 6/24/2020 9:01:00 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| David R Hamman | Individual | Oppose | No |

Comments:

I clearly oppose this bill. It is unthinkable that the legislature has even gotten to this point of even considering such evil. This is Nazi Germany 2.0. Never in our history with all previous communicable diseases have we had such an over reach of power to allow an arbitrary decision by one person all based upon conjecture and projection and not reality. Communist China is now taking over Hawaii. Facial recognition, mandatory vaccinations, forced removal of family members, etc

HB-2502-HD-1

Submitted on: 6/24/2020 8:13:25 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Andrea Norasinh | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Andrea Norasinh

DATE: Wednesday, June 24, 2020

Good morning,

My name is Andrea Norasinh and I am a resident of the State of Hawaii in the County of Honolulu. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

This is an example of a serious draconian overstep and I strongly oppose.

What exactly are you trying to accomplish by passing this bill? Is this really about public health?

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 9:01:45 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Camas Cook | Individual | Oppose | No |

Comments:

We must, as citizens, have personal health autonomy! In every other personal health choice, we are allowed to make our own decisions about ourselves - even if it may endanger the public. I see people smoking, they may get sick and use public health services, but they are still allowed to smoke. I see people eating horrible food which can lead to heart disease, obesity, diabetes, all requiring health services - even with no insurance (so tax payers pay for it) and people are still allowed to make that personal health choice. We must not allow our own personal health choices be determined by an administrative agency. Of the 1.4 Million people in Hawaii, 17 have supposedly died from Covid. That is not an emergency even if you say it was mitigated because of lock down measures. In fact most people who test "positive" for the virus, survive. What if there is another virus? We we all be tracked, tested, vaccinated against our will? We have a natural born right to privacy, body autonomy, and freedom of movement. We especially have a right to make health decisions for ourselves - even if it affects others. Giving the Department of Health unabridged power to declare an emergency any time it wants is too much power to give an unalected entity. This bill is unconstitutional in its very wording and intent. There are better ways to prevent the public from getting sick. Perhaps the state should start a massive public campaign educating people on how to stay as healthy as possible so that these "rules" of mask wearing, staying away from eachother, and closing businesses is not necessary. People should be excercising, eating local whole foods, getting in the sun - not staying inside, eating junk food, wearing a mask all day breathing in their excess carbon dioxide and germs back into their respiratory system. This bill will not solve the problem we have in Hawaii now and it will not bode well with freedom minded citizens. You will see anger and discontent if you allow the department of health to force people to be tested and quarantined when they are perfectly healthy. As the American founders were wary of giving too much power to any part of government, we should be as well.

HB-2502-HD-1

Submitted on: 6/24/2020 9:01:54 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Terri | Individual | Oppose | No |

Comments:

I am opposed to this bill due to that fact that is is unconsttutional. This bill will let the doors open for all diseases to allow the control of our Hawaii State Government (a.k.a. Hawaii State Cabal) to control it's citizens & anyone visiting against all American's Constitutional Rights by illegally invading our privacy & our bodies.

HB-2502-HD-1

Submitted on: 6/24/2020 8:13:56 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-------------------------|--------------|--------------------|--------------------|
| Alexander John Lotscher | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN ***OPPOSITION***

TESTIFIER: Alexander Lotscher

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Alexander and I am a resident of the State of Hawaii in the County of Honolulu My physical address is ***** (redacted for privacy), Honolulu, HI 96822. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

Safety is slavery! You people are insane by continuing to perpetually restrict or remove people's freedoms and god given rights thinking that by doing so you will create safety. Safety is an illusion. As a carpenter I am exposed to danger every day. My safety is my responsibility not yours!

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly

regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 9:02:15 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| victoria quintana | Individual | Oppose | No |

Comments:

I do not agree to this proposed action. I believe voters have a right to vote on all issues in this state.

HB-2502-HD-1

Submitted on: 6/24/2020 8:14:20 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lucy Laird | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:14:21 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lauren Somera | Individual | Oppose | No |

Comments:

I am a resident of the Makakilo area and a mother of a 4 year old. I strongly oppose this bill because we should have the option to choose what goes into ours and our childrens' bodies!

HB-2502-HD-1

Submitted on: 6/24/2020 9:02:21 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------|--------------|--------------------|--------------------|
| Tina Cunningham | Individual | Comments | No |

Comments:

Aloha Kakou,

Thank you for convening in order to address this unprecedented situation within our State and Country, I am writing you from Kihei.

Hawai'i has a disproportionately high amount of "at risk" individuals. On average 13% of Hawaii residents have diabetes and sadly it affects those of Hawaiian, Japanese and Filipino and other pacific islander populations almost three times as much as Caucasians. The percentage of the at-risk demographic only increases when you factor in our Elderly population.

I know this is a time of struggle for many businesses, but we are doing this for all the people we love-- our Keiki and our Kupuna! Native Hawaiians are disproportionately homeless, sex trafficked, and now at risk for COVID-19. We need to stand together for their sake! We can't let this become another instance of what's currently happening in the Navajo Nation.

Ultimately, what is the percentage of tourists that will travel mid-pandemic and how does that compare to the amount of local people who will withdraw from the economy as soon as the threat has returned? It can already be seen in states on the East Coast that spikes from tourism are driving the local at-risk customers back into their homes. I know once active cases return to the big island I'm going back to avoiding restaurants and stores which are just now beginning to reopen.

Statistically, the economic impact of the death of local individuals will more greatly impact the state's economy in in the long run-- people who live, work and spend money every day in Hawaii-- compared to the tourist family who will come here for a week, spend money, and leave until next year.

Our state has generated billions of dollars of revenue for Tourism based businesses over the last decades. The fact that many of these businesses, despite the booming economy, lack a contingency fund to get them through the next several months until a vaccine or better treatment is not the burden our people should bear.

Respectfully,
Tina Cunningham

William Cunningham

George Cunningham

HB-2502-HD-1

Submitted on: 6/24/2020 8:14:27 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| John Tussey | Individual | Oppose | No |

Comments:

To the Committee and all Legislators convening to vote for HB2502 HD1,

I am adamantly opposed to everything in this bill.

Please vote NO for HB2502 HD1.

Thank you,

John Tussey

HB-2502-HD-1

Submitted on: 6/24/2020 9:02:30 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Christian Streit | Individual | Oppose | No |

Comments:

I strongly oppose HB25202 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 8:15:49 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Leah Paffie | Individual | Oppose | No |

Comments:

This is taking advantage of every humans freedom to health choices. It is unethical to make people do these things and then you will try to control more and make people take more mandatory "medicines". It is taking away human rights as individuals and our choices for our children.

HB-2502-HD-1

Submitted on: 6/24/2020 9:02:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Michelle Amick | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:16:17 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Zoltan Szabo | Individual | Oppose | No |

Comments:

I oppose this bill for the following reasons:

1. It gives over-reaching authority to one person in the matter of restricting one's civil rights and there is no recourse. This power can be abused.

2. One should not be subjected to testing, whatever it means, against his/her will. Travellers should have the option to self-quarantine on arrival for 14 days as it is now.

The bill could be improved in specifying what sort of testing the state proposes. Forcing travelers to give biological samples is not OK. Putting tracking devices on people is not OK. This should be all on a volunteer basis. Please take example after Alaska and see how they do it.

Aloha

Zoltan Szabo PhD

HB-2502-HD-1

Submitted on: 6/24/2020 9:02:46 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lucy Bell | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:17:18 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Lauren Paer | Individual | Oppose | No |

Comments:

I strongly oppose this legislation. This legislation gives incredible power to unelected officials to severely infringe on the rights of residents of Hawaii as well as travellers based on shockingly vague terminology. It's scary. A few examples- it allows the Director of the Department of Health:

"Release otherwise confidential information" if the director determines that the disclosure is necessary to protect the public health"

"Require...temporary closure of schools, temporary closure of businesses and operations". This allows the head of the DOH to shut down most of society based on their discretion with no information provided on what "temporary" even means.

"Take other action as deemed necessary by the director to prevent, prepare for, respond to, mitigate, and recover from a serious outbreak of communicable or dangerous disease." After already assigning sweeping powers, they add this bullet point which is a complete blank check. It is truly shocking.

This is giving authoritarian power that completely undermines our constitutional rights to an unelected official who is not directly accountable to the people. I find this shocking. I find this particularly concerning given what we saw during Covid, when businesses were forced to remain shut when we had 0-2 new cases for days or weeks. Yet the reaction was huge and continuously extended in May despite virtually no new cases. And a total of 17 deaths over 4+ months, which is definitely sad, but is a relatively small number from a public health perspective. According to data I found, we lost ~3,600 people in that same amount of time in 2017 (average of 950 people/month). It seems we should be talking about imposing restrictions on officials that require them to meet some serious *quantitative threshold* before they are allowed to shut down society, strip us of our rights and keep us under effective house arrest (something that until recently was reserved as a punishment for serious crimes). Instead, we are extending the governor's emergency powers to unelected official based on incredibly vague terminology about when they "determine" a measure is in the interest of public health.

It is also important to highlight that this bill has been gutted and replaced after making it through multiple hearings. The original bill seemed focus on improving rural healthcare. Not on giving the Director of the Department of Health the unfettered ability to strip us of

many of our most fundamental rights as he/she sees fit.

A bill that is this impactful should have a full process of public scrutiny and discussion. Using a "gut and replace" tactic late in the game to suddenly change a rural healthcare bill into legislation meant to hand over our constitutional rights to an unelected official is not right.

HB-2502-HD-1

Submitted on: 6/24/2020 9:03:06 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Aprill Wilson | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Aprill Wilson

DATE: Tuesday, June 24, 2020

Good afternoon,

My name is Aprill Wilson and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 46-098 Konoiki Street, #3314, Kaneohe, HI 96744. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous **personal freedoms**, which are **guaranteed by the United States Constitution**, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. (This happened in hospitals and nursing homes in New York City in the past few months – a tragic mistake and a lesson that should be learned from!) There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be **no limit set** on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the **Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.**

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the **invasion of privacy** in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been **protected by HIPPA** and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health (“pork!”). Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony **AGAINST HB 2502.**

Aprill Wilson

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Erin Christopher Willcox

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Erin Willcox and I am a resident of the State of Hawaii in the County of Hawai'i. My physical address is:

75-5302 Mamalahoa Hwy, Holualoa HI, 96725

After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Sincerely Yours,

E. Chris Willcox

HB-2502-HD-1

Submitted on: 6/24/2020 8:19:20 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alyssa L Perreira | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:19:23 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| shazlynn simer | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1. This goes completely against our 4th amendment rights.

HB-2502-HD-1

Submitted on: 6/24/2020 9:03:21 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jason Klahr | Individual | Oppose | No |

Comments:

This is my testimonial in OPPOSITION of HB 2502.

This Bill goes beyond unconstitutional and should be considered tyranny, invasion of privacy and eroding our rights of liberty and freedom. It is moving toward brutality and unjust coercion. I am very opposed to such a measure and am shocked it would be considered in Hawaii.

Regards,

Jason Klahr

HB-2502-HD-1

Submitted on: 6/24/2020 8:19:25 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Scott DeCoito | Individual | Oppose | No |

Comments:

I strongly oppose of HB2502, this matter goes against my religion. Please do not approve of this bill! We are setting examples for our keiki, the next generation to carry out Hawai'i.

HB-2502-HD-1

Submitted on: 6/24/2020 9:05:07 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Judith Chavez | Individual | Oppose | No |

Comments:

I strongly oppose HB2502. This is unconstitutional. A mandatory vaccine is against human rights, against freedom. This violates our freedom.

HB-2502-HD-1

Submitted on: 6/24/2020 8:20:38 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Arlene Kawamata | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:05:17 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kristi Trahan | Individual | Oppose | No |

Comments:

I absolutely refuse to have my child tracked, tested, and given a vaccine. My child's body, our choice, NOT the governments. The governments job is to make sure they receive an education, NOT manage their health.

HB-2502-HD-1

Submitted on: 6/24/2020 9:05:31 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Allan P. Talbert | Individual | Oppose | No |

Comments:

I AM OPPOSING HB2502, HD1, SD1 proposed based on the following reasons:

1. This bill is mandating that all travelers be subjected to testing, screening, contact tracing, etc when they get off a plane here in HI which violates our rights to freely travel while threatening us with excessive fines.

2. the Director of Health has the sole authority to deem any emergency without other governmental oversight

3.the director of health can "take any action as deemed necessary" to prevent, prepare, respond, mitigate, recover from a serious outbreak of communicable or dangerous disease. The terms "any action deemed necessary" is too broad and can mean anything. The director is not a doctor but an appointed official, not elected. He will do what he is told.

4. mandatory testing, contact tracing, quarantine, screening, isolation of travelers violate our constitutional rights and the HI constitutional rights to privacy.

5.the mandatory presentation of personal, health & demographic info can be misused, improperly secured or improperly disposed, entered into a CDC or DOH database without your knowledge or consent, used for unknown reasons, for any length of time, or for undisclosed purposes.

6. the length of the emergency, 90 days, can be continuously extended, as the director sees fit. Example, the governor has extended his proclamation 9 times.

7. the bill allows sections 325-A of HB 2502, HD1, SD1 to automatically become interim rules thus excluding all HI citizens from testifying or participating in the rule making process as required by Ch 91 and Chapter 201M

8. The DOH has the sole authority to change these interim rules whenever they want through December 31, 2026, without public input which means that the DOH will have absolute power over your health, travel, school entry and another state programs that will be affected by HB2502 HD1, SD1

9. You or any traveller can be quarantined or isolated at your own expense which could become excessive if you do not have insurance

10. the \$5000 penalty for violating these rules is excessive and unfair compared to other misdemeanors

11. Although the bill states that all information will be confidential, there are no penalties or fines if the information is released, or disclosed either accidentally or purposefully, similar to the fines and penalties in HIPAA laws.

12. There is a great possibility that legislators, city and county officials, and other government officials will NOT be subjected to these draconian rules thus making us second-class citizens!

Allan P. Talbert

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Stephanie Beeby
DATE: Wednesday, June 24, 2020

Good afternoon,

My name is [yourname] and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is 76-5919A Mamalahoa HWY, Holualoa, HI 96740. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Sincerely,

Stephanie Beeby
Concerned Citizen

HB-2502-HD-1

Submitted on: 6/24/2020 8:22:19 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Irene Leger | Individual | Oppose | No |

Comments:

I strongly oppose Bill HB2505 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 9:05:46 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Janna Schlag | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:22:52 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kristie Bento | Individual | Oppose | No |

Comments:

I apposed this bill. How dare you continue emergency measures and cause hawaii financial damage. Who is going to want to visit with all these precautions put in place? This virus is no reason to shut down our tourism industry. Plus giving the department of health the power to isolate people and remove them from their private homes? That is totally overreaching and snatching away our freedoms. You have no right to destroy our Aina with these crazy socialist rules.

I Kristie Bento appose everything on this bill

Thank you

Kristie Bento LPN

HB-2502-HD-1

Submitted on: 6/24/2020 8:23:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| bernadette kovach | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:23:19 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Leona Leialoha | Individual | Oppose | No |

Comments:

A'ole!!!

HB-2502-HD-1

Submitted on: 6/24/2020 9:06:23 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tabitha Berghian | Individual | Oppose | No |

Comments:

This infringes on our constitutional rights as American citizens; it violates medical privacy and forces medical interventions.

HB-2502-HD-1

Submitted on: 6/24/2020 8:24:58 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| JoRina Holland | Individual | Oppose | No |

Comments:

Allowing the director of health to subject travelers to a "screening" is a first step to violating human and civil rights. Using this pandemic to allow control over any group of people is wrong! The "screening" does NOT justify this bill. This bill allows ONE entity to administer domination, manipulation, and emotional abuse to ANY individual traveler. This is the worse decision even with the best of intentions. This bill is a slippery slope and the result will be a lawsuit on tax payers dollars.

HB-2502-HD-1

Submitted on: 6/24/2020 8:25:43 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| karin omahony | Individual | Oppose | Yes |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:06:40 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Eugene Elmer | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives Committee on Consumer Protection and Commerce HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Eugene Elmer] and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is 82-6010 Puuhonua road Captain Cook, Hawaii 96704]. After reading HB2501 and current testimony, I am writing my testimony in "STRONG OPPOSITION" to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." "With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and

undisclosed amount of money to do so. That hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent. I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department." I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill, "(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized; (3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8; (4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11; (A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii; (B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub-account in

Finally, HB 2502 does away with HRS chapter 91 rule making safeguards, such as public hearings.

Placing all such discretionary power in an appointed director of DOH, undermines the public's right to know and express opinions and beliefs.

Thank you for hearing my testimony against HB2502.

Respectfully submitted, Eugene Elmer

HB-2502-HD-1

Submitted on: 6/24/2020 9:07:10 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lauren Brown | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:07:24 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rachael Ziebold | Individual | Oppose | No |

Comments:

I am strongly opposed to HB 2502. It is a serious breach of the duty of the legislature and executive to give broad decision making power into the hands of an unelected department. The Director of the Department of Health is not accountable to the people and cannot be allowed to make decisions affecting the freedom and rights of people. Furthermore, I am opposed to the "gut and replace" process being used to promote this bill. The Legislature is clearly attempting to circumvent the representative process and normal committee hearing and public input. This entire process is a violation of your duty to the Hawai'i State and United States Constitution and to the people you are supposed to represent.

HB-2502-HD-1

Submitted on: 6/24/2020 9:07:33 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Carolyn Bruggeman | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:07:40 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Debbie Wyand | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Debbie Wyand

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is debbie Wyand and I am a resident of the State of Hawaii in the County of Maui. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

Please do not pass this bill! Many small businesses on Maui and residents of Maui are ready to reopen our economy. As you know, we have zero cases now and no deaths or hospitalizations for months. We need to work on bringing tourists back into Hawaii now. For the survival of Maui.

thank you

HB-2502-HD-1

Submitted on: 6/24/2020 9:08:24 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dreana Aiu | Individual | Oppose | No |

Comments:

Good afternoon,

My name is Dreana Aiu and I am a resident of the State of Hawaii and I live in Kahuku

My physical address is 56-427 Leleuli street 96731. After reading

HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502

related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States

Constitution, without meeting the burden of proof that the removal of such highly regarded and

well protected freedoms would be necessary. According to the bill, an apparently healthy

individual can be removed from their home and remanded to a quarantine facility, solely on

suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for

spreading infection.” However, it is not defined how the department would determine if an

individual or group of people would be at a “higher risk of spreading infection” and the Bill does

not provide for any burden of proof by the State or Department of Health to demonstrate that a

person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a

quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection,

even though the person is not presently infected. This person could be placed in a facility with

other individuals who may actually be carrying an infectious disease, and thereby contract the

very infectious disease from which the state was supposed to protect them. There are also no

safeguards specified in the bill to protect individuals once they are remanded to the quarantine

facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine

or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food,

lodging, and medical care, except for those costs covered and paid by the individual's health

plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States

which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

This sounds like legalized government runned human trafficking to me which is very alarming to say the least. Those of you who vote for this bill will be held accountable by God's laws being that we are "one nation under God."

According to the bill, "the court may order the consolidation of claims where: (1) The number of

individuals involved or to be affected by an order of quarantine or isolation is so large as to

render individual participation impractical". This undermines the United States Constitutional

protection of individual liberties. A person may have extenuating circumstances, but the court

could decide to ignore the individual complaints and require an individual to be part of a group

without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating

medical disclosure forms at both arrival and departure points that would then be shared with

private entities. Health privacy has long been protected by HIPPA and should remain so. Text

from the Bill, "Collection, receipt, and use of the information may include the sharing of the

information between or among the department, other governmental agencies, and private

entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public

health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:26:34 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Steven Whitten | Individual | Oppose | No |

Comments:

I am in firm opposition of HB 2502

I understand the concerns of government and health officials to minimize the spread of Covid-19, however, as a citizen of Hawaii, I feel extremely uncomfortable having any other "actions deemed necessary" to prevent the spread. I follow the rules by wearing a mask and practice social distancing, but I will not agree now or ever to any potential use of Vaccines for this virus. I will not be prevented from coming home if I must travel for work in a scenario where a vaccine is required...that is unacceptable. I will do the self quarantine, and checkups by officials are understandable, but anything beyond that makes me feel unsafe and deeply concerned for our future living in Hawaii.

Thank you,

Steven

HB-2502-HD-1

Submitted on: 6/24/2020 8:27:32 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sarah A Schroeder | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:27:38 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| sheryl sarmento | Individual | Oppose | No |

Comments:

I oppose this bill that would infringe upon my civil liberties, on my right to privacy and my right to travel freely!

HB-2502-HD-1

Submitted on: 6/24/2020 8:27:57 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Noelle Campbell | Individual | Oppose | No |

Comments:

I strongly oppose this bill as it impedes on our rights, and leaves an opening for too much government control over our health which should not be governed given current status of decisions made for our public safety and health.

HB-2502-HD-1

Submitted on: 6/24/2020 8:27:59 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Matt Reeves | Individual | Oppose | No |

Comments:

It should first be noted that previous testimony supporting HB2502 was made based on previous versions of the bill. Both the original bill and hd1 were drafted prior to the COVID-19 pandemic. Supporting testimony for the original bill should not apply to the current version.

HB2502 sd1 makes significant changes to HRS 325-8 which currently require the department to obtain a written, ex parte order from a court of this state authorizing such actions. Ex Parte Orders already fell into a grey area in regards to their contradiction to the 5th and 14th Amendment, which guarantee a right to due process and ex parte motions, due to their exclusion of one party, risked violating the excluded party's right to due process. Under HB2502 sd1, the department will no longer be required to obtain an Ex Parte Order. Granting the department the ability to quarantine without Judicial review will violate Constitutional rights.

HB2502 sd1 proposes in HRS 325-A to now allow the declaration of a public health emergency to extend to 90 day AND gives power to the department or Governor to extend further. This additional time and ability to extend public health emergencies contradicts HRS 127. It is important to note here that this is one of the items listed in the lawsuit against the state, Governor and AG in which they have continued acting outside of the 60 day emergency termination. Enacting a new law at this time will severely question the current authority to work outside the 60 days and almost admits guilt that the state must make changes to current law to allow the emergencies to be extended.

The initial intent of HB2502 was very positive and was a great step forward in keeping the public safe, however the revision now being pushed are a knee jerk reaction to COVID-19. The use of the term "knee jerk" is being used because the revisions, as stated above, violate civil liberties AND contradicts current laws set in place at a time when they were thoroughly reviewed and the proper time was taken to ensure the best benefit for the general public.

HB-2502-HD-1

Submitted on: 6/24/2020 9:08:26 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kelli Timoteo | Individual | Oppose | No |

Comments:

I Strongly oppose HB2502, No child should be required a vaccination to attend a PIBLIC SCHOOL, which my tax money funds.

HB-2502-HD-1

Submitted on: 6/24/2020 9:08:55 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------------|--------------|--------------------|--------------------|
| Elijah Namordi-Blaskiewicz | Individual | Oppose | No |

Comments:

ood afternoon,

My name is Elijah Namordi-Blaskiewicz and I am a resident of the State of Hawaii in the County of Hawai'i. My physical address is: 76-6255 KoKo olua Way kailua Kona

After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation

as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,
“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;
(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;
(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;
(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;
(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

With Aloha,

HB-2502-HD-1

Submitted on: 6/24/2020 9:09:31 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dewi Maile Lim | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Dewi Maile Lim

DATE: Tuesday, June 23, 2020

Aloha Mai Kakou ,

My name is Dewi Maile Lim and I am a resident of the State of Hawaii in the County of Hawaii.

My physical address is 77-7549 Princess Keelikolani Dr, Kailua-Kona, HI 96740.

After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary.

According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection."

However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected.

This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.”

With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.

This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”.

This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the

individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Mahalo for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 9:09:40 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Duke malczon | Individual | Oppose | No |

Comments:

Good afternoon,

My name is Duke Malczon and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is 73-1325 onaona dr., kailua kona, HI 96740. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 9:09:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amanda Horst | Individual | Oppose | No |

Comments:

I am totally 100% opposed to HB2502! It is against our constitutional rights! When did we become a Communist country?

HB-2502-HD-1

Submitted on: 6/24/2020 9:09:53 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jae P | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:10:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Zett Elyss Amora | Individual | Oppose | No |

Comments:

I strongly, strongly oppose this measure and urge our lawmakers to prevent it from passing. Mahalo...malama pono, Zettelyss Amora

HB-2502-HD-1

Submitted on: 6/24/2020 9:10:02 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alohi Aea | Individual | Oppose | No |

Comments:

Aloha kakou,

I STRONGLY OPPOSE this bill as it gives too much power to the "Director" in the manner in which it is written. While I recognize the importance of being able to respond to public health crises in a way that is timely and efficient, the powers granted here are too broad and too vague for comfort.

Mahalo nui,

Alohi Ae'a

HB-2502-HD-1

Submitted on: 6/24/2020 9:10:17 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| matthew gilman | Individual | Oppose | No |

Comments:

this bill is unconstitutional and a horrible threat to our human rights. Please do not pass this bill. Matthew Gilman

HB-2502-HD-1

Submitted on: 6/24/2020 9:10:41 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rachel Graham | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:11:34 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Michelle Morin | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE HB2502 HD1!!! On behalf of myself and my family and future generations please do not move forward with this bill! OPPOSED HIGHLY TO HB2502 HD1!!! PLEASE RECONSIDER OTHER ALTERNATIVES BEFORE THIS ONE!!! HAWAII IS SUCH A SPECIAL PLACE AND ITS PEOPLE SO VALUABLE WE NEED TO CONSIDER ALL THE OPTIONS BEFORE ACTING IN SUCH A WAY THAT WE LOOSE OUR CIVIL LIBERTIES.

MAHALO

HB-2502-HD-1

Submitted on: 6/24/2020 8:28:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------------|---------------------|---------------------------|---------------------------|
| LINDSEY A SHERWOOD | Individual | Oppose | No |

Comments:

I am a registered nurse and i oppose this.

HB-2502-HD-1

Submitted on: 6/24/2020 8:28:06 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Malia Daraban | Individual | Oppose | No |

Comments:

I strongly oppose this Bill!

HB-2502-HD-1

Submitted on: 6/24/2020 8:28:19 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Janet Hochberg | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:28:27 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Thalia Yanazaki | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:28:42 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amanda Norstrand | Individual | Oppose | No |

Comments:

I strongly oppose bill 2502 HD1!

HB-2502-HD-1

Submitted on: 6/24/2020 8:29:13 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Gary Marrow | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is [yourname] and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is ***** (redacted for privacy), [yourcity], HI [yourzip]. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:29:59 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------|---------------------|---------------------------|---------------------------|
| Shane Kalai Prescott | Individual | Oppose | No |

Comments:

I strongly oppose! Please, we need to close the loopholes in our policies that allow for the conflict of interest pharmaceutical companies have in our government and public health policies!

Sincerely,

Shane Kalai Prescott

HB-2502-HD-1

Submitted on: 6/24/2020 8:30:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Elijah James | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE HB2502. This bill DIRECTLY Goes Against My Religion, (Christianity), As Well As ALL MY BROTHERS And SISTERS Who Follow God And Jesus Christ As Our Savior. This Bill Absolutely NEEDS To Be Tabled Indefinitely. Mahalo For Your Time, Concern, And Due Diligence for doing what is Best for the religious community.

HB-2502-HD-1

Submitted on: 6/24/2020 8:30:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| leesha | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:30:23 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rayne Kauhi | Individual | Support | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:31:03 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Natasha James | Individual | Oppose | No |

Comments:

I strongly oppose to HB2502. It goes against my constitutional rights as a free American and takes away my freedom choice.

HB-2502-HD-1

Submitted on: 6/24/2020 8:31:49 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Shea Ratliff | Individual | Oppose | No |

Comments:

Aloha,

I strongly oppose bill HB2502. This bill strongly conflicts with our human rights and privacy! I do NOT support this. Please, for the Hawai'i people do not pass this bill!

Mahalo

HB-2502-HD-1

Submitted on: 6/24/2020 8:31:50 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Evan Quezon | Individual | Oppose | No |

Comments:

I Strongly OPPOSE THIS BILL!

HB-2502-HD-1

Submitted on: 6/24/2020 8:32:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Edward Jones | Individual | Support | No |

Comments:

In Support of HB2502 HD1 with significant modifications.

Dear Honorable Members of the Hawai'i State Legislature;

Mahalo for your role in restoring our representative form of government as defined in Article IV Section 4 of the United States Constitution. It is through open debate that we will achieve quality health law.

Whenever the general public is recommended or required to wear face coverings/masks then law enforcement should have the same available around their necks for quick availability. Ample appropriations should be made.

House-less may not be moved unless they are destined to a bed assigned only to the individual in a properly accredited shelter per Martin v. Boise City.

The law should more precisely define what a pandemic emergency is (mortality rate per capita, ventilator utilization levels etc.) Today citizens are suffering because executives choose to hold on to emergency authority beyond what was intended.

The law should forbid suspension of open meetings and open archive laws.

Emergency authority is limited to actions which directly address the emergency. Executives are not substitute courts or legislative bodies.

Penalties may not be enhanced to discourage protests (Example Sherwoods Waimanalo construction). Executives should face criminal penalties when emergency authority is used for political purposes.

Require rodent control before any work perform below the street level. It is unacceptable to drive rats into our homes. Why would we want to bring back The Plaque?

Mahalo for your kind consideration of this testimony.

Edward Jones

Citizen House District 17

HB-2502-HD-1

Submitted on: 6/24/2020 8:33:40 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Al-Qawi Lebarre | Individual | Oppose | No |

Comments:

TESTIMONY IN OPPOSITION

TESTIFIER: Al-Qawi Majidah Lebarre

DATE: Wednesday, June 24, 2020

Good morning,

My name is Al-Qawi Majidah Lebarre and I am a resident of the State of Hawaii in the County of Hawaii. After reading HB2502, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health. I see that the bill is a vast overreach of legislation and infringes on citizen individual liberties.

The bill removes numerous personal freedoms, which are guaranteed by the United States and Hawaii Constitutions, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

FINALLY, HB2502 does away with HRS Chapter 91 rule making safeguards, such as public hearings. Placing all such discretionary power in an appointed Director of DOH, undermines the Public's right to know and express opinions/beliefs.

Thank you for hearing my testimony AGAINST HB 2502.

Respectfully submitted,

Al-Qawi Majidah Lebarre

HB-2502-HD-1

Submitted on: 6/24/2020 8:33:58 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Makena Duffy | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:34:18 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Martha Burns | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Martha Burns

DATE: Tuesday, June 23, 2020

Good evening,

My name is Martha Burns and I am a resident of the State of Hawaii in the County of Honolulu. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well-protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty, and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub-account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony **AGAINST HB 2502.**

HB-2502-HD-1

Submitted on: 6/24/2020 8:35:21 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Maria Caps | Individual | Oppose | No |

Comments:

Aloha. My name is Maria Caps and I live at 35 Pueohala Place, Kailua. I strongly oppose this bill and have many concerns.

This bill removes numerous personal liberties which are protected by the U.S. constitution. According to this bill healthy persons can be invasively tested and removed to a quarantine or "isolation" facility solely on suspicion, against their will and at their personal expense. ***This is unreasonable search and seizure of one's own body.***

Given what we have seen with the current COVID situation where testing has shown high false positive and false negative results, and results have variable correlation with symptoms and infectivity, this is alarming. This bill provides **no safeguards against potential abuse and needless limitation of liberties.**

If healthy people are quarantined or "isolated" in a facility with others based on suspicion of exposure, they are then at risk of becoming infected. This has happened at many hospitals and nursing homes. Will the state be liable for these infections?

This bill also erodes medical privacy which is protected by HIPPA.

There are also financial concerns. Non compliance with these unconstitutional measures leads to a \$5000 fine. **\$5000!** Funds collected under this bill are allocated to a number of entities that have nothing to do with public health (Turtle Bay, Convention Center, Hawaiian Center...). This does not inspire confidence in our government. In some mainland hospitals, it has been suggested that financial incentives for 1) diagnosing COVID and 2) placing patients on mechanical ventilation led to medical management that was not in the patient's best interest. **I would not wish for our state to have a financial incentive to violate the individual rights of its citizens, but that is what this bill does.**

Kailua has been my home for over 20 years. We, the people of Hawaii, know how to care for ourselves and our Ohana throughout the state. Poverty, joblessness, limited access to education and threats to our personal liberties interfere with our ability to care for each other.

Mahalo for considering this testimony.

HB-2502-HD-1

Submitted on: 6/24/2020 8:35:33 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Toni Colombo | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Toni Colombo

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Toni Colombo and I am a resident of the State of Hawaii in the County of Maui. My physical address is *** (redacted for privacy), Lahaina , HI 96761. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.**

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the

State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt,

and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:35:40 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Melissa | Individual | Oppose | No |

Comments:

I think this is unlawful! No one should be forced to do things against their will. Especially if you mandate vaccines that goes against many religions. We are recovering we dont need all this unnecessary steps or rules! I will not follow this its wrong!

HB-2502-HD-1

Submitted on: 6/24/2020 8:35:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jon Estep | Individual | Oppose | No |

Comments:

I strongly oppose this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 8:36:24 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lea Prescott | Individual | Oppose | No |

Comments:

I AM VERY STRONGLY OPPOSED! This is NOT about public health, it's about money and control. Public health is about REAL FOOD!!

HB-2502-HD-1

Submitted on: 6/24/2020 8:35:57 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Joni Sadler | Individual | Oppose | No |

Comments:

This gives too much power to one department. I believe it violates our constitutional right to travel freely. Not in favor of this!

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Sabino Manzulli

DATE: Tuesday, June 22, 2020

Good afternoon,

My name is Sabino Manzulli, I am a resident of the State of Hawaii in the County of Honolulu. My physical address is ***** (redacted for privacy), Kailua, HI 96734. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 201B—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:37:06 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jenna dorius | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:37:11 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kathryn | Individual | Oppose | No |

Comments:

I strongly oppose ths bill. I think more information is needed before these HUGE decisions are made.

HB-2502-HD-1

Submitted on: 6/24/2020 8:37:55 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| rya wait | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Lois Reiswig and I am a resident of the State of Hawaii in the County of Maui. My physical address is 201 Plantation Club Drive, Lahaina, HI 96761. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 201B—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:38:47 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Christina Gonzalez | Individual | Oppose | No |

Comments:

I strongly oppose this bill

HB-2502-HD-1

Submitted on: 6/24/2020 8:40:10 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Emi Ayau | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Emi Ayau

DATE: Tuesday, June 24, 2020

Good Morning,

My name is Emi Ayau and I am a lifelong resident of the State of Hawaii in the County of Honolulu. My physical address is 84-643A Manuku St., Waianae, HI 96792. After reading HB2502, HD1, SD1 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502, HD1, SD1 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading

infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:40:43 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Callie Wood | Individual | Oppose | No |

Comments:

I oppose this bill because it is in opposition to the HIPAA laws.

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Dr. Lisa Abell

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Lisa Abell and I am a resident of the State of Hawaii in the County of Kauai. My physical address is ***** (redacted for privacy), Kilauea, HI 96754. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 201B—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:40:57 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rod Taylor | Individual | Oppose | No |

Comments:

State of Hawai House of Representatives Committee on Consumer Protection and Commerce, HB 2502 Relating to Health. TESTIMONY IN OPPOSITION

TESTIFIER: Rod Taylor

DATE: June 24, 2020

Good morning, my name is Rod Taylor and I am a resident of the State of Hawaii in the County of Maui. After reading HB2501, I am writing my testimony in STRONG OPPOSITION TO HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constituion, without meeting the burden of proof that the removal of such freedoms would be necessary. According to the bill a healthy individual can be removed from their home and quarantined solely on suspicion of being at high risk of infection.

Thank you for hearing my testimony AGAINST HB2502

HB-2502-HD-1

Submitted on: 6/24/2020 8:41:06 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Richelle Paoli | Individual | Oppose | Yes |

Comments:

STRONGLY OPPOSE. Protect human rights, medical freedom and informed consent. Do not hand over governor responsibilities to DOH.

TESTIMONY ON HB2502 ON BEHALF OF LAWRENCE PAILLE

I strongly oppose this proposed legislation; it should be immediately deleted for multiple constitutional reasons.

This proposed legislation puts far too much power into the hands of the Director of Health. The proposed legislation in HB2502 is totally inappropriate; it allows the Director of Health to declare an emergency based on no facts or evidence. It allows the Director of Health to declare an emergency for political reasons, such as trying to influence a presidential election.

We have already seen the extent of the corruption within the CDC and NIAID and how that corruption has resulted in governmental actions that have caused severe financial, emotional, and physical damage, including the unnecessary deaths of many, many thousands of citizens just so private companies and/or individuals can make a profit.

This proposed legislation continues to promote the corruption and constitutional overreach that is prevalent in our government.

The screening process is not well defined. As with any screening process, there will be true positives, false positives, true negatives, and false negatives. It is critical that these percentages are understood and quantified. For example, if a traveler is determined to a health risk but actually is not (false positive) then that traveler will suffer physical constraint and financial burden that is not warranted. This is not acceptable and cannot be allowed to occur.

Likewise, a false negative will allow an infected traveler to pass through the screening process undetected. It is important that a strict interpretation of the constitution be used when determining how far a government can go with regard to infringing on an individual's freedoms.

The accuracy of the screening process needs to be well documented and understood so that the "innocent are not harmed". This is supposed to be a free country where the government is not under ANY circumstances to interfere with the inalienable rights given to all beings by their creator.

The human body is an incredible machine that is capable of taking care of itself. It does not need politicians to effectively operate.

The medical/industrial complex is filled with corruption. In particular, the forced vaccination program has resulted in thousands of people being injured or killed unnecessarily. The covid-19 situation has resulted in a very compelling situation that shows infant vaccines are causing thousands of needless deaths of children due to these mandated vaccines. This manifested through the covid-19 quarantine where parents were not able to take their infants to the doctor for the "recommended" vaccines. As a result, SIDS (Sudden Infant Death Syndrome) have dropped 30% (200 deaths prevented per week).

Recommendations from the medical/industrial complex are for their profit, and not for the benefit of the patients. Absolutely no government legislation should be tied to the recommendations of the medical/industrial complex.

This proposed legislation does not address the constitutional time limits on emergency powers.

This legislation causes an individual to be subject to jail time (quarantine and/or isolation) without a proper court hearing before the incarceration.

With regard to issuing reports, the proposed legislation does not require the Department of Health to issue reports based on fact. As we have seen with covid-19 and the CDC, all deaths are being labeled as "covid-19" per Dr. Brix. You get hit by a bus; your death certificate says you died of covid-19. This is fraud, and is a way to manufacture a pandemic out of thin air.

This legislation needs to be deleted. Both the federal and state governments have demonstrated they cannot handle the power entrusted to them by the citizens of this country. Until the government can demonstrate they can administer their duties with integrity and for the benefit of the citizens, they must be stripped of their power; therefore, this legislation must be deleted.

HB-2502-HD-1

Submitted on: 6/24/2020 8:41:35 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------------------|---------------------|---------------------------|---------------------------|
| jepsona001@hawaii.rr.com | Individual | Oppose | No |

Comments:

This should not be solely in hands of board of health

HB-2502-HD-1

Submitted on: 6/24/2020 8:41:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sharlyn Maciel | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is [yourname] and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is ***** (redacted for privacy), [yourcity], HI [yourzip]. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:41:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Terry Roark | Individual | Oppose | No |

Comments:

No on HB2502I HD1 HD2

We will cancel our vacation to HI and spend our funds elsewhere if you pass this bill. Really stupid idea guaranteed to tank your economy.

HB-2502-HD-1

Submitted on: 6/24/2020 8:42:22 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sandy Richardson | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:42:36 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| victoria trujillo | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Victoria Trujillo

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Victoria Trujillo and I am a resident of the State of Hawaii in the County of Hawai'i. My physical address is:

75-5302 Mamalahoa Hwy, Holualoa HI, 96725

After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a

“higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may

include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Sincerely Yours,

Victoria D. Trujillo

HB-2502-HD-1

Submitted on: 6/24/2020 9:12:05 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alysson Streit | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 SD1

HB-2502-HD-1

Submitted on: 6/24/2020 9:12:41 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Ethan Ayau | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Ethan Ayau

DATE: Tuesday, June 24, 2020

Good Morning,

My name is Ethan Ayau and I am a lifelong resident of the State of Hawaii in the County of Honolulu. My physical address is 84-643A Manuku St., Waianae, HI 96792. After reading HB2502, HD1, SD1 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502, HD1, SD1 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:42:43 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|-------------------------------|-------------------------------|
| Tiger Tam | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:12:42 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jodi | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:42:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Leilani Soon | Individual | Oppose | No |

Comments:

Myself and those signed here oppose this bill. We as free people should not be subjected to these ideas that violate our right to privacy and right to travel freely. The Constituon of the United States is not suspended in an emergency.

Aloha,

Leilani Soon, Laurel Soon, Susan Lyons, and Tim Lyons

HB-2502-HD-1

Submitted on: 6/24/2020 9:12:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|----------------------------------|---------------------------|---------------------------|
| James Dornfeld | Testifying for Aloha Condos, Inc | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is James Dornfeld. My company is Aloha Condos, Inc . After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502

HB-2502-HD-1

Submitted on: 6/24/2020 8:42:57 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Deidre Wibberley | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Deidre N. Wibberley

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is Deidre N. Wibberley and I am a resident of the State of Hawaii in the County of [yourcounty]. I am a long time resident of Kainaliu, a tenured teacher in the Department of Education, and a parent. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the

State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt,

and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 9:12:49 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kelii ho | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:43:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------------|---------------------|---------------------------|---------------------------|
| Danielle E. Sagun-Apilado | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 Bill! DOH should not have any authority! That is why we have a Governor who the State of Hawaii vote.

HB-2502-HD-1

Submitted on: 6/24/2020 9:13:27 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dipti Shah | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:43:50 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Allyson Okamoto | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:13:40 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Beverly Rogan | Individual | Oppose | No |

Comments:

I DO NOT SUPPORT THIS BILL. Vaccines are not cures, if they were there would be no seasonal flu. Viruses mutate. This bill is merely a front for creating useless quarantine camps where humans

will be kept at the discretion of the head of the DOH - an UNELECTED OFFICIAL. NO. WE SAY NO TO THIS BILL FOR THE CHILDREN AND ADULTS OF HAWAII AND AMERICANS AND TRAVELERS EVERYWHERE. This bill would create greater economic suffering than the islands are already seeing.

NO TO BILL HB2502!

HB-2502-HD-1

Submitted on: 6/24/2020 8:44:36 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kahaiya Sophia | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Kahaiya Sophia

DATE: Tuesday, June 24, 2020

Good afternoon,

My name is Kahaiya Sophia and I am a resident of the State of Hawaii in the County of Hawaii,. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

First off this bill is a violation of the Laws of Aloha. The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 9:13:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Talia Gangini | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:44:58 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kaley Lynn | Individual | Oppose | No |

Comments:

I completely oppose this bill based on the fact that it is unconstitutional and not based on any relevant, scientific facts.

HB-2502-HD-1

Submitted on: 6/24/2020 9:14:06 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Andrea Wammack | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:45:11 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| annette zapata | Individual | Oppose | No |

Comments:

I oppose this bill. I do not agree with restrictions on travel to be permanent. I have family in Oregon, and my parents have a home that they go to when they need respite. To restrict travel would keep mandatory 14 day self quarantine forever would mean I would never be able to leave Hawaii and visit my sister or other family members as I cannot afford to be out of work without pay for a month or more. I also cannot afford, nor do I know too many people who can afford a \$5,000 fine. How would I get food or other necessary things like go to the doctor if I have mandatory quarantine forever? I also don't feel that it is government's business to tell me or any of my family members that I'm precluded for my grand children to go to school they need the covid 19 testing or vaccination. I also feel that giving all the decision making power to the head of health is too much power, and taking it away from the governor. This self quarantine has had enough stress in families here in Hawaii and to continue it would be crazy. Also our tourist industry would decline. Who wants to come here, just to be quarantined?

HB-2502-HD-1

Submitted on: 6/24/2020 9:14:07 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Anastasia Aea | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:45:32 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Lani Minihan | Individual | Comments | No |

Comments:

Here's a copy of mine:

Aloha Kakou,

Thank you for convening in order to address this unprecedented situation within our State and Country, I am writing you from Kamuela where we have Four ICU beds available to treat Covid-19 patients.

Hawai'i has a disproportionately high amount of "at risk" individuals. On average 13% of Hawaii residents have diabetes and sadly it affects those of Hawaiian, Japanese and Filipino and other pacific islander populations almost three times as much as caucasians. The percentage of the at-risk demographic only increases when you factor in our Elderly population.

I know this is a time of struggle for many businesses, but we are doing this for all the people we love-- our Keiki and our Kupuna! Native Hawaiians are disproportionately homeless, sex trafficked, and now at risk for COVID-19. We need to stand together for their sake! We can't let this become another instance of what's currently happening in the Navajo Nation.

Ultimately, what is the percentage of tourists that will travel mid-pandemic and how does that compare to the amount of local people who will withdraw from the economy as soon as the threat has returned? It can already be seen in states on the East Coast that spikes from tourism are driving the local at-risk customers back into their homes. I know once active cases return to the big island I'm going back to avoiding restaurants and stores which are just now beginning to reopen.

Statistically, the economic impact of the death of local individuals will more greatly impact the state's economy in the long run-- people who live, work and spend money every day in Hawaii-- compared to the tourist family who will come here for a week, spend money, and leave until next year.

Our state has generated billions of dollars of revenue for Tourism based businesses over the last decades. The fact that many of these businesses, despite the booming economy, lack a contingency fund to get them through the next several months until a vaccine or better treatment is not the burden our people should bear.

Respectfully,

HB-2502-HD-1

Submitted on: 6/24/2020 9:14:37 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ashley Johnson | Individual | Oppose | No |

Comments:

Although I support creating a way fo testing travelers, I OPPOSE this bill as it directly violates our rights. I Am not comfortable with the term "isolation" as it is too ambiguous. There need to be more transparency here and not anything left to the imagination. If We as a people feel in fear that the government and its law enforcers are working against me and not for me you are NOT doing your job. You are failing. Would you be comfortable with law enforcement telling you how to handle your own health? I think not.

HB-2502-HD-1

Submitted on: 6/24/2020 8:47:50 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Shantarrah Sapla | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE HB2502 HD1

HB-2502-HD-1

Submitted on: 6/24/2020 9:15:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| greg loewen | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:47:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nicole Gniffke | Individual | Oppose | No |

Comments:

This is not in the interest of the people of Hawaii. Many do not understand what the implications of such a bill can do against our freedoms and health, without consent, under the heading of "safety". Shame on you gov. lge! We don't want to be lab rats or robots, controlled, manipulated, fear-mongered into submission, relinquishing our freedoms, told where we can or cannot go, what we can do or cannot do. Access to food, family, healthcare, and education should not hinge on whether we have met protocols dictated by the government. This is not acceptable- this will bravely eliminate and prohibit access to what should be constitutionally protected for us- the people.

HB-2502-HD-1

Submitted on: 6/24/2020 9:15:19 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Akanesi Kuresa | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:48:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Samuel Levitz | Individual | Oppose | No |

Comments:

STRONGLY OPPOSE this bill.

Overstepping authorities and personal freedoms....Do NOT tread on us.

Levitz Ohana

HB-2502-HD-1

Submitted on: 6/24/2020 8:48:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sierra Dew | Individual | Oppose | No |

Comments:

I strongly oppose this bill. This bill leaves open, "other actions deemed necessary" during public health emergency without any explanation of what and with no time constraints. In a for profit medical system there is no trust that the health and well being of the public is prioritized. This bill also makes DOH exempt from Chapter 91, meaning mandates for vaccinations could come without public input or going through the legislature. In any circumstance where the public is not able to weigh in on a decision that affects our bodies and children's health safety is unacceptable. The state has already shown that it is untrustworthy in regards to vaccination, pushing through highly risky vaccinations like HPV that have a long history of causing cancer and death in those taking it.

Thank you,

Sierra

HB-2502-HD-1

Submitted on: 6/24/2020 9:15:38 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| john | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:48:27 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kevin Delaney | Individual | Oppose | No |

Comments:

I strongly oppose HB2502. I do not approve of the Director of Health or governor having that sort of autonomous power and being allowed to refrain people from travel at their discretion and random testing in tracing I do not agree with at all..

HB-2502-HD-1

Submitted on: 6/24/2020 9:15:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Monica Caserta | Individual | Oppose | No |

Comments:

I extremely oppose this proposed Bill. It goes against all our freedoms and rights as Americans. I cannot see how a person of "health" can dictate how my process of travel and freedom to move about is going to play out. Especially when our "health" government system that is in place is in no way aligned in how my family takes care of ourselves. We are an extremely active and healthy family who proactively takes our health seriously and by no means is it by following the guidelines of the cdc . I understand this covid 19 is a serious problem however I personally would

like to take my own chances . Building up your immune system is by far more effective than sheltering indoors with fear and anxiety and completely crashing our economy! I understand there are others with compromised immune systems or the elderly that are more at risk. So in my opinion those are the people who should take all the precautions. I also understand that healthy people can spread it and not be aware that they even have it. I don't have the answer for that except at this point let it ride! We cannot continue on with no income and way to make a income with all these restrictions. This has gone far enough. A vaccination is not quite the answer either. Especially a RNA vaccine that is in process (it forever changes your dna) (we won't know the repercussions of that for years) Also pretty the sure the flu is still around killing thousands yearly . And not to mention damaging thousands in the process of "immunization " . I strongly oppose this bill! I will never vaccinate or be forced to. (I know this bill is not specifically saying we will be forced to get a future covid vaccine to travel but it sure does seem like the next step!) We are not a communist country and no one should be forced to put anything in their body! As Ben Franklin once said " Whoever gives up freedom and liberty for safety deserves neither! Please consider this , Once unemployment runs out we will have a much worse problem then we could ever think of!! Thank you for your time I know this is a difficult time and everyone is trying to do the best they can!

Mahalo , Monica Caserta

HB-2502-HD-1

Submitted on: 6/24/2020 8:48:34 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------|--------------|--------------------|--------------------|
| Edward Ayau Jr. | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Edward W. Ayau Jr.

DATE: Tuesday, June 24, 2020

Good Morning,

My name is Edward W. Ayau Jr. and I am a lifelong resident of the State of Hawaii in the County of Honolulu. My physical address is 84-643A Manuku St., Waianae, HI 96792. After reading HB2502, HD1, SD1 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502, HD1, SD1 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 9:16:03 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Leeda Safa | Individual | Oppose | Yes |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Leeda Safa

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Leeda Safa and I am a resident of the State of Hawaii in the County of United States. My physical address is 4681-A Kahiliholo Rd., Kilauea HI, 96754. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:49:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Casey | Individual | Oppose | No |

Comments:

As a mother of two young children, this bill is very concerning. Whilst I understand health and safety is the ultimate goal, the way in which this bill goes about it is absolutely not the right way. This violates our constitutional rights in multiple ways. Taking medical action upon arrival at an airport is far reaching and is highly unaligned with the constitution.

HB-2502-HD-1

Submitted on: 6/24/2020 9:16:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jessie | Individual | Oppose | No |

Comments:

Bill HB2502 HD1 is a blatant misuse of elected power and is an attack on undermining the 1st Amendment. This bill is being posed under the claim of "protecting public health" yet the mayors and governor of Hawaii have repeatedly vetoed and overturned public votes concerning public safety.

As of June 24th 2020, the CDC reports ~108k deaths involving Covid in the US in 4.5 month period.

<https://www.cdc.gov/nchs/nvss/vsrr/covid19/index.htm>

Where the CDC also reports that in 2017 there were ~650k deaths in the US from heart disease which is equivalent to 216k deaths in a 4 month period. (double the death toll of covid)

In the same year of 2017 another ~600k people died from cancer in the US. Which equals 200k in 4 months, again nearly double the death toll of covid.

<https://www.cdc.gov/nchs/nvss/vsrr/covid19/index.htm>

Yet at the end of 2019 the people of big island voted to ban herbicide use of roadsides, public parks, and school grounds and was vetoed by the mayor. During the time of the peoples vote and the mayor's veto, there is multiple active lawsuits against Glyphosate causing peoples cancer. The county allows glyphosate to be sprayed in public places which is a threat to public and environmental health. The public of Hawaii recognized this and voted to stop the use of this product but the mayor overturned that decision.

<https://www.consumersafety.org/product-lawsuits/roundup/>

A similar situation happened in Maui several years ago with a passing of a public vote to ban Monsanto from Maui.

The mayors have actively made decisions against that of the public which results in degrading public health. Hawaii's mayors, governor, and city council are PUBLIC SERVANTS and are responsible to SERVE the best interests of the people. This has clearly not been happening.

With Bill HB2502 HD1 further restricting travel to and between the islands, it is not serving the best interest of the people. This bill will further the economic devastation incited by the government of Hawaii.

I have witnessed countless public testimony on multiple islands protesting the use of herbicides and providing proof of the damage it does. Time after time I have watched the city councils ignore the testimony and continue forward with their agenda even though it is blatantly against the wishes of the public. Let me reiterate that as public elected officials, it is your duty and full responsibility to serve the public.

I have once again provided credible information in the links above as to why the continuation of lockdown of the islands is unjust and illogical. Cancer had nearly twice the death toll of Covid and yet the state has continued the use of cancer causing chemicals in public places with no regard to public safety or concern. The continuation of the lockdown will not benefit the public. To pose Bill HB2502 HD1 under the guise of public safety is completely false.

If you truly want to help the public, herbicides need to be banned from the islands NOW.

I will be documenting this testimony along with every other public testimony and video I have documented of the city councils ignoring the facts being presented to them.

If Bill HB2502 HD1 is allowed to pass through, I will be pursuing legal action against the state of Hawaii for crimes against humanity. You have been shown countless times what you are doing wrong and I have a list of videos and testimony's to prove so.

You will not be allowed to get away with this. You will not be allowed to claim that you were "unaware". The city council members will be taken to court and tried for crimes against humanity if you allow these things to continue.

Bill HB2505 HD1 will only further the devastation of the economy in Hawaii and has nothing to do with public health. If your concern was truly revolving around public health, herbicides would've been banned from the islands long ago. Vote no on Bill HB2505 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 9:16:30 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------------------|---------------------|---------------------------|---------------------------|
| Travis Ingbino Francisco | Individual | Oppose | No |

Comments:

I Travis Ingbino Francisco highly oppose this bill HB2502 it being unconstitutional and violate peoples rights. Nothing should ever be mandatory but people to have the free will and the option of choice with free agency.

HB-2502-HD-1

Submitted on: 6/24/2020 8:50:07 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Briana Pierce | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:16:53 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tom Lundell | Individual | Oppose | No |

Comments:

There is a reason we have checks and balances. As a concerned citizen, I'm tired of the Hawaii government's overreach. This bill takes away our rights as a free people. I strongly oppose HB2502. Those that are in favor of it, should be ashamed. So many have bled a died for our civil liberties. This bill is like dancing on their graves. HB 2502 HD1 kills aloha, kills the American spirit and will kill what makes Hawaii great. We are not Nazi Germany. We are Hawaii, the land of Aloha.

HB-2502-HD-1

Submitted on: 6/24/2020 8:50:30 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Faith | Individual | Oppose | No |

Comments:

This type of power given to the state, in the wrong hands, has potentially dangerous and devastating consequences for the public. I strongly oppose this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 9:16:55 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Fern Mossman | Individual | Oppose | No |

Comments:

This a horrible over reach . Please vote NO on this HB2502

HB-2502-HD-1

Submitted on: 6/24/2020 8:50:33 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Laura Michele | Individual | Oppose | No |

Comments:

Aloha,

Please consider people's rights when creating this bill. Also please remember to not react in fear or other people's fears. We can do a simple test, but remember there is always going to be a rate of false negatives & positives in these tests. And I oppose just being suspected of having illness is enough to confine or force someone to have treatment.

I don't agree and fully oppose giving the DOH full control over calling something into emergency action, declaring public health emergency. Hawaii has seen cases but are these cases more than the average flu or cold? Is it enough to call it an emergency. 20 workers on Kauai had to go to emergency medical after a spraying was done at Syngenta. If we are going to react to harmful toxic agents to our health, WHY are we not addressing all areas??

It is important to not over react or use this as an excuse to control people. There is wording in this that also indicates "treatment" along with must comply with testing and quarantining or \$5000 fine. Everyone has a right over their own body. It is illegal to demand any kind of treatment that the reciever does not want. Some treatments especially pharmaceuticals can be dangerous in certain body chemistries. I oppose this wording and action.

We also need to not rush these bills before everyone can see them. It shouldn't be a race.

Thank you for your time and consideration and heartfelt thoughtfulness on this matter.

Laura Michele

HB-2502-HD-1

Submitted on: 6/24/2020 9:17:34 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| randall marshall | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 because it is unconstitutional and violates my human rights that allow me to govern my own health and freedom to work and travel.

Covid-19 is only a danger to elderly pe Individual ose with pre-existing conditions. Im am neither. Also, the death rate of Covid-19 us 1/16 of 1%. That is in league with the common cold.

If you pass this Bill, you are committing Fraud and you will be held accountable.

Legal action with follow.

Thank you for your time.

Randall Marshall

HB-2502-HD-1

Submitted on: 6/24/2020 8:51:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Cynthia Bartlett | Individual | Oppose | No |

Comments:

Oppose proposed SD1 for HB 2502 it is illegal and against our constitution. A governor can allow DOH to declare an emergency policy law but that does not mean it is legal. The people demand their personal rights be protected by a higher power the constitution.

HB-2502-HD-1

Submitted on: 6/24/2020 9:18:36 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Peyton Barthel | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relatng to Health

Testimony in Opposition

Testifier: Peyton Barthel

Date: Wedensday June 24, 2020

Good afternoon,

My name is Peyton Barthel and I am a resident of the state of Hawaii in the County of Kailua. I am writing my testimony in strong opposition to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility solely on suspicion, if they are "deemed" by the department to be ... at higher risk of infection, or at risk for speading infection. "However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading inection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was suppose to

protect them from. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so.

Thank you for hearing my testimony Against HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:51:16 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Natalie Pitre | Individual | Oppose | Yes |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Natalie Pitre

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is Natalie Pitre and I am a resident of the State of Hawaii. My physical address is 3010A Kaunaoa Street, Honolulu, HI 96815. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the

State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt,

and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Mahalo for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 9:18:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------|---------------------|---------------------------|---------------------------|
| Kaumakani B Quipotla | Individual | Oppose | No |

Comments:

This is opening the door for corruption and cannot back this communist way of life. I say no to hb2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:51:20 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| meigan | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:18:56 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brendyn Brilhante | Individual | Oppose | No |

Comments:

I strongly oppose this bill. Given the track record of tainted tests and false positives, I don't have faith in a process that has been expedited to the point of being grossly miss handled. It is also an extreme infringement on our privacy as Americans.

HB-2502-HD-1

Submitted on: 6/24/2020 8:51:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brandi Lorenzo | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 for it is unconstitutional!

HB-2502-HD-1

Submitted on: 6/24/2020 9:19:37 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| holly kuzukawa | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Lanette Harley
DATE: Wednesday, June 24, 2020

Good Morning,

My name is Lanette Harley and I am a resident of the State of Hawaii in the County of Hawaii County. My physical address is 68-3883 Lua Kula St, Waikoloa, HI 96738. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

Sincerely,

Lanette Harley

HB-2502-HD-1

Submitted on: 6/24/2020 8:53:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Millicent | Individual | Oppose | No |

Comments:

I can hardly believe I am in the position of having to even discuss this absurd, illegal and dangerous bill. Mahalo for taking your oath seriously and killing this bill immediately.

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Amy Sharp

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Amy Sharp and I am a resident of the State of Hawaii in the County of Maui. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:54:06 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Louana | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:54:34 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jes Claydon | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:54:46 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ralph Sherman | Individual | Oppose | No |

Comments:

This bill and especially the 43 page version of it HB2502-S1 is unconstitutional. Your attempts to subvert the constitution have been revealed. Anyone who supports this legislation is part of the deep state and is subverting our country and state. The days of your protection racket method of running the government are nearly over. We the people are on to you and your NWO, UN agenda 21 plans. We will not give up our liberties without a fight.

HB-2502-HD-1

Submitted on: 6/24/2020 9:21:11 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amy Vandall | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1

HB-2502-HD-1

Submitted on: 6/24/2020 8:55:23 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tom Ragusa | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:55:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kiani johnson | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1

HB-2502-HD-1

Submitted on: 6/24/2020 8:56:10 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Malia Mau | Individual | Oppose | No |

Comments:

I strongly oppose this bill as it violates our basic human rights of privacy.

HB-2502-HD-1

Submitted on: 6/24/2020 9:21:32 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| cassie rhea mercer | Individual | Oppose | No |

Comments:

abSOULutely STRONGLY OPPOSE!!! This is a major insult to our freedoms. This is bypassing the elected governors power and handing it over to an unelected official. This is completely absurd. This will destroy Hawaii's tourism industry and airline industry. Thank you for OPPOSING HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 8:56:15 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| tammy simer | Individual | Oppose | No |

Comments:

"I strongly oppose HB2502 HD1. This goes completely against our 4th amendment rights."

HB-2502-HD-1

Submitted on: 6/24/2020 9:22:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sheryl Cancellieri | Individual | Oppose | No |

Comments:

I oppose HB2502 HDI

HB-2502-HD-1

Submitted on: 6/24/2020 9:22:04 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sabrina Mata | Individual | Oppose | No |

Comments:

The two reasons I oppose this bill are as follows:

1. There is no alternative economic plan in place for the decrease in tourism that this will cause. First a new sustainable economic plan for Hawaii to be independant from tourism and abundant in local resources

2. There is not enough scientific data to warrant anything becoming mandatory related to vaccines.

That is a violation of basic human rights and vitality. We need more proof and trustworthy scientific data performed by organization who are not funded by pharma and vaccine developers

HB-2502-HD-1

Submitted on: 6/24/2020 8:56:24 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Cheri Ann Kukahiko | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE TO BILL HB2502 DUE TO RELIGIOUS BELIEFS.

HB-2502-HD-1

Submitted on: 6/24/2020 9:22:06 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brian J Campbell | Individual | Oppose | No |

Comments:

I oppose this proposed bill due to the addition of the term "isolation". The definition includes "the restriction of movement or confinement of individuals or groups" and "conditions of isolation may be more restrictive than as for quarantine." I believe that quarantine is a suitable approach to an epidemic, but isolation goes too far and is an authoritarian tactic to control the population. In addition, I feel this bill is deceptive in nature as it was a complete "gut and replace" from the previous version (HD1). The title on the bill webpage is also incorrect and misdirects people to believe it is about the "existing health care system of an area, including the availability of workforce". Please be sure to obtain full public input on such important community and human rights issues. Mahalo,

Brian Campbell

HB-2502-HD-1

Submitted on: 6/24/2020 8:57:20 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Hannah Schoen | Individual | Oppose | No |

Comments:

This bill infringes on individual medical freedom. There are also privacy issues with this bill as there are no fines or consequences for releasing information, however there is an extreme fine for not following quarantine or other measures "deemed" necessary by an APPOINTED officially not an ELECTED one. The DOH will have too much unrestrained unchecked authority if this bill carries through. As we have already seen the period of 90 days for emergency can be extended indefinitely and there is no protection in place for this. There are many many issues with this bill and it is unconstitutional!! I strongly oppose!

HB-2502-HD-1

Submitted on: 6/24/2020 9:22:08 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Allison Mayeda | Individual | Oppose | No |

Comments:

First of all this is unconstitutional, illegal, and I refuse to give DOH or anyone POWER TO CONTROL MY FAMILY OR MY BABIES. You will be getting a lot of LAWSUITS. What makes you think you have a right to do this. This is AMERICA and WE HAVE THE CONSTITUTION OF THE UNITED STATES. WE have rights and I am an American.DO NOT TAKE MY RIGHTS AWAY FROM ME. DO NOT TRY TO CONTROL MY RIGHTS TO MY FAMILY. I AM TOTALLY AGAINST HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 8:57:32 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lana Hanjiev | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Lana Hanjiev
DATE: Tuesday, June 23, 2020

Good evening,

My name is Lana Hanjiev and I am a resident of the State of Hawaii in the County of Maui . I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to

provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 9:22:15 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Don Nelson | Individual | Oppose | No |

Comments:

This bill is unconstitutional and should be considered tyranny, invasion of privacy and eroding our rights of liberty and freedom. It is moving toward brutality and unjust coercion. I am very opposed to such a measure and am shocked it would be considered in Hawaii.

This is shameful!!!

Don Nelson

Kailua-Kona

HB-2502-HD-1

Submitted on: 6/24/2020 9:22:28 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alenie F | Individual | Oppose | No |

Comments:

I strongly oppose. It's unconstitutional.

HB-2502-HD-1

Submitted on: 6/24/2020 8:58:35 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Patricia Buckman | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Pat Buckman

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is Pat Buckman and I am a resident of the State of Hawaii. My physical address is 3010 Kaunaoa Street, Honolulu, HI 96815. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the

State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt,

and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Mahalo for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 9:22:40 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Anon | Individual | Oppose | No |

Comments:

I do not support this bill as I feel in infringes on an individuals rights to make their own descisions in regard to their health and well being.

HB-2502-HD-1

Submitted on: 6/24/2020 9:22:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jeannette Howard | Individual | Oppose | No |

Comments:

I strongly oppose this health bill of isolating people at governments will!

HB-2502-HD-1

Submitted on: 6/24/2020 8:58:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| stuart katz | Individual | Oppose | No |

Comments:

Simply this responsibility belongs with the governor our elected official. Do not. Give this responsibility to some buerocratic body that is not directly responsible to the elected officials. Vote no.

HB-2502-HD-1

Submitted on: 6/24/2020 9:23:23 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Paullie Purdy | Individual | Oppose | No |

Comments:

Although I am in favor of more testing and testing for COVID to be part of traveling, I am not in support of mandatory vaccinations for untested and unproven vaccines, I think Hawaii will be used as a guinea pig .

HB-2502-HD-1

Submitted on: 6/24/2020 9:23:32 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mei Shikiya | Individual | Oppose | No |

Comments:

I strongly oppose this bill.

The language of this bill (leaving door open to “other actions deemed necessary” during declared public health emergency) is vague and can very potentially be used to violate our individual rights. Since when do we live in a totalitarian society?

HB-2502-HD-1

Submitted on: 6/24/2020 8:58:47 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brenda Nelson | Individual | Oppose | No |

Comments:

This is against our constitutional rights. I oppose.

HB-2502-HD-1

Submitted on: 6/24/2020 9:23:40 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lilia Kozuma | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Lilia Kozuma

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is Lilia Kozuma and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 1630 Liholiho Street, Honolulu, HI 96822. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the

State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt,

and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Lilia Kozuma

HB-2502-HD-1

Submitted on: 6/24/2020 8:58:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------------|---------------------|---------------------------|---------------------------|
| Eric Lee Kalei Correa | Individual | Oppose | No |

Comments:

This bill is too broad in the power that it allows for the Department of Health. Please kill this bill. Thank you.

HB-2502-HD-1

Submitted on: 6/24/2020 9:23:58 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Charles Gaines | Individual | Oppose | No |

Comments:

There is a great deal to object to in this proposed legislation.

- 1) The Director of the Health Authority, as an unelected official, is granted sweeping powers in the declaration of what may be a 'potential emergency.'
- 2) "Isolation" as defined includes unspecified restriction of movement. That could be cuffs and shackles. Authorized even if only 'A potential for an outbreak.'
- 3) In Part II authority is granted to Health Director "notwithstanding any other laws."
- 4) Government authorities cannot be subpoenaed or sued.
- 5) Why does a health bill contain provisions to re-imburse General Fund \$1.5 mil for Turtle Bay Conservation? \$1 mil for Hawaiian Cultural Music & Dance? \$16.5 mil for Convention Center?
- 6) Internally referenced sections of this document, e.g.325-A 5 b, cites 325-8 (a) but does not provide that part of the law.

I could go on if I had more time, like maybe a week, but I just found out about this bill late last night. i.e. the section on administrative rules. Elections have consequences. Legislation has consequences.

Thank you for your time.

HB-2502-HD-1

Submitted on: 6/24/2020 8:58:49 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Terri Yoshinaga | Individual | Oppose | No |

Comments:

I strongly oppose being vaccinated by anything that has not been properly tested and that may cause my body any harm. You are the government and do not have the right to tell me what goes into my body. You don't own me or my body. It also bothers me that you are saying that if harm comes to me or my body you are not responsible for the mandate. If you are going to mandate something which is not properly tested, then you should be held accountable for what you are forcing upon people. I strongly believe in freedom of choice and freedom of speech. I truly believe that the government is failing us, and you are not doing your due diligence. Did you take an oath to protect the people and protect the State of Hawaii? Please do your research before jumping on bandwagons, Isn't it more important to stand for what is right than be part of the majority. You need to ask yourselves, when the rapture comes, where will you be. My prayer for you is that you wake up and save yourselves! I don't want any to perish but that you all receive the free gift of salvation, where we can all live "Heaven on Earth.' I pray this for you all in Jesus Name! Please, do the right thing! May the love of God be with and upon you!

HB-2502-HD-1

Submitted on: 6/24/2020 9:24:03 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------|--------------|--------------------|--------------------|
| Abigail R. Eli | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Abigail Eli

DATE: Tuesday, June 24, 2020

Good Morning,

My name is Abigail Eli and I am a lifelong resident of the State of Hawaii in the County of Honolulu. My physical address is 84-636A Manuku St., Waianae, HI 96792. After reading HB2502, HD1, SD1 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502, HD1, SD1 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:58:55 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amalia Ruck | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:24:04 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lowen Rogers | Individual | Oppose | No |

Comments:

I am opposing this bill because it goes against our constitution rights as citizens of the United States of America.

HB-2502-HD-1

Submitted on: 6/24/2020 8:58:59 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Linda O'Neill | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:24:26 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| tiana lolotai | Individual | Oppose | No |

Comments:

I oppose this bill for many reasons. But my main concern and reason for opposing is because we as the people are being stripped of our rights. This bill totally violates that. Please please consider this bill. With all love and respect let us move forward from this in a positive way without mandatory vaccines. Let us have our medical freedom.

mahalo!!

HB-2502-HD-1

Submitted on: 6/24/2020 8:59:38 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Valentine Kukahiko | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE TO BILL HB2502 DUE TO RELIGIOUS BELIEF

HB-2502-HD-1

Submitted on: 6/24/2020 9:24:26 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Winona Medley | Individual | Oppose | No |

Comments:

I am in opposition to this HB2502 for the simple reason of violation of a person's constitutional rights. It needs to be completely proven otherwise. Aside from religious reasons, but to conscience rights. Thank you.

HB-2502-HD-1

Submitted on: 6/24/2020 8:59:47 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------|--------------|--------------------|--------------------|
| Jada Whitmore | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Jada Whitmore

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Jada Whitmore and I am a resident of the State of Hawaii in the City and County of Honolulu. My physical address is 41-620 Inoaole st Waimanalo, HI 96795.

After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof

by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This sounds like the kind of totalitarian state all Americans most likely all people, hope they would never have to live in.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent. These radical measures could easily be used for political reasons, as the means of deciding who presents a health threat are so arbitrary.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may

include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I don't think the Department of Health should have such sweeping power to declare an emergency or be exempt from Chapter 91 regulations.

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

This bill is a means for the state to fund it's own political best interests under the guise of “public safety”. At worst it is a move towards the kind of “deep state” we all hope we never have to be a part of.

Please respect our individual freedoms. Do not use political scare tactics to ruin and oppress people.

Be pono!!

Don't support this bill. Don't write any more bills like this one.

Life causes death. No stay scared. We can promote health and safety without taking away our constitutional freedoms.

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 9:24:46 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nicole Namordi | Individual | Oppose | No |

Comments:

To Whom it may Concern,

I oppose this bill.

respectfully submitted,

Nicole Namordi

HB-2502-HD-1

Submitted on: 6/24/2020 8:59:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Valerie Kenney | Individual | Oppose | No |

Comments:

This is my testimonial:

This bill goes beyond unconstitutional and should be considered tyranny, invasion of privacy and eroding our rights of liberty and freedom. It is moving toward brutality and unjust coercion. I am very opposed to such a measure and am shocked it would be considered in Hawaii.

Regards,

V Kenney

HB-2502-HD-1

Submitted on: 6/24/2020 9:24:56 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sharon garcia | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:25:05 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Joy Dillon | Individual | Oppose | No |

Comments:

I am strongly opposed to HB2502. The proposed measures in HB2502 greatly overreach the powers intended by law for the Governor and the Dept of Health. Dept of Health officials are not elected officials and have no business making laws that affect our health and civil rights. Hawaii government has already implemented strong and drastic measures to control the COVID virus and do not need additional legislation to be able to future erode our rights as citizens. This proposed bill is extremely egregious and goes far beyond powers that any state government should be able to wield over their citizens. There is no need for this bill as current measures (which I also oppose) are keeping Hawaii at one of the lowest states in the nation for virus cases. I strongly urge my legislators to vote against this bill and any similar bills in the future.

HB-2502-HD-1

Submitted on: 6/24/2020 8:59:55 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kevinette p | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:25:05 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| melissa noble brown | Individual | Oppose | No |

Comments:

This proposed bill is unconstitutional. It borders on tyranny, invades private citizens' right to privacy and deprives liberty and freedom. This bill should not be allowed to pass and myself and my family absolutely oppose it. This bill should not even be under consideration as I believe it stands for illegal propositions under the US and Hawaii constitutions.

Thank you.

Melissa Noble Brown

HB-2502-HD-1

Submitted on: 6/24/2020 9:29:07 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Colin More | Individual | Oppose | No |

Comments:

I don't agree with these draconian measures to suppress our freedom.

MY family has always served and fought for our rights and freedoms and measures such as these erode all of those achievements.

HB-2502-HD-1

Submitted on: 6/24/2020 9:29:58 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Adelaide Onofri | Individual | Oppose | No |

Comments:

Hello !

To Whom it may concern :

My name is Adelaide Onofri, I am an USA citizen.

I worked for 40 years in the health field and after researching the COVID 19 also in Italy, I have dual citizenship, I know that this virus gives the flu, only the flu. I know and understand that is a new type of flu but the measures taken just because of a new flu do not make any sense to me and many others if not being a cover up for something else that is going on behind the scenes.

I oppose testing as many test kits were actually infected (nobody would like to be personally infected on purpose !), I oppose tracking, (we are humans and not animals), I oppose leaving doors open and other actions deemed necessary and fines of any sum, including the proposed one of \$5,000 .

I oppose that the DOH has the power to declare EMERGENCY with the power to isolate and mandate vaccines on the population. I especially oppose children in school or not being vaccinated for the COVID 19 given illness.

I agree on the 14 mandatory quarantine for travellers as a precaution to avoid the spread of this new seasonal flu given by this corona virus called COVID.

We are humans and have rights as humans, do not further erode them in the name os something that is just a flu and give in to a ferful and panic prone way of living !.

Mahalo

Adelaide Onofri

HB-2502-HD-1

Submitted on: 6/24/2020 9:29:52 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------------|---------------------|---------------------------|---------------------------|
| Kachina Aimee Woolger | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:25:43 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jenna Clarke | Individual | Oppose | No |

Comments:

I strongly disagree. This is unconstitutional!

HB-2502-HD-1

Submitted on: 6/24/2020 9:26:03 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kim Haine | Individual | Oppose | No |

Comments:

Dear Chair Baker and members of the CPH Committee:

I strongly OPPOSE HB2502 SD1 proposed

This bill appears to be in response to the three lawsuits currently faced by Hawaii's Governor for the absurd, never ending, unconstitutional lockdowns. The intention now of HB2502 SD1, another last minute "gut and replace" monster that prevents true government by the people, is to grant Executive Branch powers to the unelected, Director of DOH. It would allow the Director to disrupt peoples lives indefinitely, every 90 days. This draconian move has nothing to do with "preparation and flexibility" and everything to do with approaching an oppressive dictatorship over a free people.

These powers would be broad, vague, and arbitrary. American citizens and others could be quarantined and have their lives severely disrupted if they "might pose" a risk, or completely "isolated" if they test positive, by new tests that are highly inaccurate! "Isolated" where? Targeted as a "group"? Forced testing is a human rights violation of bodily sovereignty. Tracking people like animals, and distribution of private health data and geolocation to anyone they please? Finally, to "take other actions as deemed necessary" is frightening - what exactly are "other actions"? This must be defined.

A \$5000 fine is unreasonable and discriminates against the poor.

Allowing DOH to be exempt from Chapter 91, Administrative Rule-making procedure, is another way to keep the public from self-governing. It is a blatant abuse of power and would allow the state to add more vaccine mandates on a whim, with zero oversight.

This bill will NOT encourage tourists. Who would want to get stuck on vacation for 14 days at their own expense, and then have to fly back home?

HB2502 SD1 is merely a launching pad for vaccine travel mandates, an attempt at medical martial law, and the entire thing is illustrative of the de-evolution of the human beings running this state government. This is a war on freedom, human dignity, and logic...not a virus that has a .26% mortality rate. It is a blatant violation of our Constitutional rights. This is not China, **we are The United States of America**. Please uphold your oath of office, act accordingly, and protect our sacred "*land of the free*".

With Aloha,

Dr. Kimberly Haine

HB-2502-HD-1

Submitted on: 6/24/2020 9:26:09 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| John Clemmons | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: John Clemmons

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is John Clemmons and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is 13-3491 Nohea St, Pahoa, HI 96778. I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 9:26:17 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kai West | Individual | Oppose | No |

Comments:

I strongly oppose this bill because it would transfer power from an elected official to an unelected entity without accountability or restrictions on their power to interfere with civil liberties.

HB-2502-HD-1

Submitted on: 6/24/2020 9:25:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Janet Brown | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:27:29 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| sylvia | Individual | Oppose | No |

Comments:

This is inhumane. This goes against our us constitution and I do not stand for this. We should not be required! If we have a state of wmergency we should follow safety steps and precautions but the doh should not have the final say or set it in stone that we need to put something in our bodies. I strongly oppose this bill!

HB-2502-HD-1

Submitted on: 6/24/2020 9:27:36 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bryon Sales | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Bryon Sales

DATE: Wednesday, June 24, 2020

Good morning,

My name is Bryon Sales and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is redacted for privacy, Honolulu, HI 96816. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health. I am a very concerned, conscious, caring, compassionate human/father/husband/Hawaiian Resident. With the state of the world, this country and our state, it is very important that we as the people take every precaution possible when implementing new legislation that trades the civil liberties of the majority, for a sense of security for the few! We must take calculated, educated decisions based off of the constantly changing facts that are coming in from this global event and not conjecture.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a

quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This is not in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then

be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

Thank you for listening to my testimony in opposition to HB2502 HD1.

Mahalo

Bryon Sales

HB-2502-HD-1

Submitted on: 6/24/2020 9:27:50 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Laurel Soon | Individual | Oppose | No |

Comments:

On behalf of the names below, we oppose this bill.

Laurel Soon, Nina Allen, Cecily Lam, Jason Uchida, Edie Uchida, Teruo Uchida

HB-2502-HD-1

Submitted on: 6/24/2020 9:28:11 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| sarah smith | Individual | Oppose | No |

Comments:

This idea is not necessary. The scientific data does not support taking such extreme steps. 99% survival rate doesn't warrant this infringement on my person freedoms.

DO NOT PASS THIS LAW!!

HB-2502-HD-1

Submitted on: 6/24/2020 9:28:57 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| shannon gallagher | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:29:18 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brooke Shergold | Individual | Oppose | No |

Comments:

This is an attack on the first amendment, forced medical procedures, this is tyranny. Communist actions. OPPOSE!

HB-2502-HD-1

Submitted on: 6/24/2020 9:29:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Annie Corson | Individual | Oppose | No |

Comments:

I oppose House Bill 2502 HD 1 both in content and in practice. I oppose the practice of passing one bill to later alter the text of that bill without submitting it to the same approval process. I oppose the content as well. Let's hold ourselves to higher standards.

HB-2502-HD-1

Submitted on: 6/24/2020 9:30:07 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jared Watumull | Individual | Oppose | No |

Comments:

I oppose this bill. It is government overreach at its finest. The director of health is not an elected official and should not have this much power.

HB-2502-HD-1

Submitted on: 6/24/2020 9:30:18 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nancy Ravelo | Individual | Oppose | No |

Comments:

Aloha to you trusted servant of the peoples of Hawaii

this bill is an insult to our freedom and our constitution. If it's the health of your constituents then let's look at what is causing illness.

Poor Diet

Over Medicated

Lack Of Exercise

Toxic Farming

isolation

Economic

The human bacteria is roughly 40,000,000,000,000 and virus out number bacteria 10-1. We are here on earth because of bacteria and virus Nature has and always will be in charge. We are here to take care of one another. isolation does not fit in to caring for one another. we develop immunity by being with one another. how our species survive is in community. my request is that you seriously look at healthcare and start enacting legislation that fosters good health. healthy people don't get sick and die from viruses. viruses are a natural component that gives the human body the information to survive in an ever change environment.

mahalo Nancy Ravelo

HB-2502-HD-1

Submitted on: 6/24/2020 9:30:18 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Gabe munoz | Individual | Oppose | No |

Comments:

I and hundreds of my friends have spent hundreds of thousands on the Hawaiian islands over the last 10 years. This bill is ridiculous and makes no sense since being that C19 is only a flue. Please investigate further, google anthony robbins who has a very detailed podcast on how minor this really is, please further investigate how minor of a problem this is including asymptomatic people can not spread the virus and 99 percent of people in italy had a minimum of 1 preexisting condition besides C19. Again I want to continue vacationing and eventually purchasing a second home in Maui but if you vote yes on this I will not come back.

Thanks

HB-2502-HD-1

Submitted on: 6/24/2020 9:30:21 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Marissa sterling | Individual | Oppose | Yes |

Comments:

I marissa sterling STRONGLY OPPOSE HB2502 HD1

HB-2502-HD-1

Submitted on: 6/24/2020 9:29:18 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brooke Shergold | Individual | Oppose | No |

Comments:

This is an attack on the first amendment, forced medical procedures, this is tyranny. Communist actions. OPPOSE!

HB-2502-HD-1

Submitted on: 6/24/2020 9:30:23 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jon | Individual | Oppose | No |

Comments:

Hello,

The language of this bill is highly inconsistent with our constitutional rights as American citizens. There are many challenges with mandating individuals to conform to generic guidelines in a public health crisis, including the validity of those guidelines, as well as dangers certain health measures this bill leaves the door open for may pose to individuals. I urge you not to commit a wrong In the name of righting a wrong. Please have faith in humanity as individuals and uphold our right to remain free citizens, with the ability to act as we believe is right under God.

Thank You,

Jon Weekley

HB-2502-HD-1

Submitted on: 6/24/2020 9:30:31 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| ALYSON MATSUBARA | Individual | Oppose | No |

Comments:

This bill infringes on our individual rights! I would NEVER agree to divide the family unit. We are NOT animals! You have families of your own. I don't think you would want this to happen to your family members or friends! Shame on you! We are not sheep and I don't think you are either. THINK!!! I STRONGLY OPPOSE THIS BILL!!!

HB-2502-HD-1

Submitted on: 6/24/2020 9:27:29 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Renee | Individual | Oppose | No |

Comments:

As a mother I oppose this bill. You are taking away freedoms and this will open the door to mandatory vaccination of a disease which does not affect children and they could get serious health problems and possibly death from a fast tracked vaccine, which should be a choice. You work for the people please stop selling out the people for money and corporate interests. Our children deserve better then this. Will you really support something that can potentially remove people from their home over a disease that has such low death rates? Will you jeopardize our cash cow tourism for silly legislation?? Tourists wont come here if you start passing laws like this. It's time to care for the people and the children that is what hawaii is about. Please do the right thing

Mahalo

HB-2502-HD-1

Submitted on: 6/24/2020 9:30:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Francesca Woolger | Individual | Oppose | No |

Comments:

I absolutely OPPOSE THIS BILL. It is an affront to our basic civil rights as outlined in the Declaration of Independence. YOU have also ADDED in items relating to COVID-19 that were not there in the original bill and this SHOULD BE AGAINST THE LAW.

There is NO STATE OF EMERGENCY. THERE IS NO PANDEMIC. Dr. Knut Wittoski, 20 years at Rockefeller Institute World Respected Epidemiologist on CORONAVIRUSES has stated THIS coronavirus is NO DIFFERENT than any other that have already passed through.

THE ONLY EFFECTIVE MEANS OF DEALING WITH IT IS TO GET HERD IMMUNITY. BY SOCIAL DISTANCING, MASKS AND LOCKDOWNS YOU ARE CREATING THE POSSIBILITY OF A SECOND WAVE.

YOU ARE NOT ACTING IN THE BEST INTERESTS OF THE PEOPLE BUT IN THE BEST INTERESTS OF BILL GATES AND OTHERS WHO WILL MAKE MONEY FROM VACCINES, CONTACT TRACING AND TESTS.

EVERYONE IN HAWAII WILL TEST POSITIVE BECAUSE BY NOW THEY HAVE HAD IT OR ARE ASYMPTOMATIC.

THIS IS NOT ACCEPTABLE. THE PEOPLE WILL NOT ACCEPT IT WHEN ALL REALIZE WHAT YOU HAVE DONE.

NO NO NO NO NO

HB-2502-HD-1

Submitted on: 6/24/2020 10:00:21 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dr. Jana Bogs | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Jana Bogs

DATE: Wednesday, June 24, 2020

Aloha,

My name is Jana Bogs and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is 93-1787 South Point Road, Naalehu, HI 96772. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

Thank you for hearing my testimony AGAINST HB 2502.

Sincerely,

Jana Bogs

HB-2502-HD-1

Submitted on: 6/24/2020 10:00:28 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| tatum oniate | Individual | Oppose | No |

Comments:

I strongly oppose

HB-2502-HD-1

Submitted on: 6/24/2020 9:31:03 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Shosannah Chantara | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Shosannah Chantara

DATE: Tuesday, June 23, 2020

Members of the Committee,

My name is Shosannah Chantara. I am a resident of the State of Hawaii in the County of Kauai. I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The current bill bears little resemblance to the original bill by that name and number which was introduced 1/23/2020 and has been through numerous steps prior to the sudden inclusion of language relating to travel restrictions, contact tracing, quarantine, and isolation. According to the Honorable Scott K Saiki in a letter dated Feb,. 13, 2020, "The purpose of this measure is to require the State Health Planning and Development Agency to consider the relationship to the existing health care system of the are, including the availability of workforce, as part of its certificate of need review."

A copy of the original bill may be found here.

<https://www.capitol.hawaii.gov/session2020/bills/HB2502 .HTM>

The currently proposed bill represents a vast overreach of State power and violation of our constitutionally protected rights and freedoms without meeting the burden of proof removal of such rights is necessary.

It would appear that the so called COVID pandemic is being used to justify the stripping of our constitutionally protected liberties. Meanwhile data continues to accumulate that COVID-19 is far less dangerous than the earlier academic projections had indicated. Many scientists and the CDC are now saying it may be no more dangerous than the seasonal flu, but our draconian response has had dire consequences, leading to increases in suicides, addictions, domestic violence, and sexual abuse along with devastating economic consequences. Many of the deaths which occurred from COVID, such as in long term care facilities in New York and Michigan, could have been prevented had those facilities followed federal guidelines for accepting COVID positive patients.

I would like to spend more time on this letter, but I only just learned of this rapidly progressing legislation and must close and submit before the deadline.

Thank you for hearing my testimony.

Sincerely,

Shosanah Chantara
Kilauea, Kauai

HB-2502-HD-1

Submitted on: 6/24/2020 10:01:35 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Malu Byrne | Individual | Oppose | No |

Comments:

I am writing to voice my strong opposition to HB2502 HD1. It is completely unconstitutional and reckless and paves the way for unlimited unintended repercussions. Please do not vote this bill through in haste! Please do not take our constitutional rights away from us and our children!

Thank you,

Malu Byrne

HB-2502-HD-1

Submitted on: 6/24/2020 10:02:33 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brynn Lacey | Individual | Oppose | No |

Comments:

To Whom This May Concern,

This bill is absolutely against human rights. People living in Hawaii who own property as well as travelers to Hawaii like myself would be entirely negatively impacted, lives would be ruined, careers would be ruined if travel is impacted in this way - human rights would be completely violated! How such a bill worded in this way could have even been presented is beyond comprehension! Please stop this now. I write on behalf of an extensive community of Hawaii lovers and residents who reject the idea of mandatory vaccination. Please refer to the work of Robert F. Kennedy Jr. for more data on the dangers. And the fines and wording open to interpretation like "isolation" would allow for absolute atrocities against all people. Please stop this now!

Sincerely, Brynn Lacey

HB-2502-HD-1

Submitted on: 6/24/2020 9:31:10 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| javan | Individual | Oppose | No |

Comments:

Mandatory Vaccines will violate my 1st amendment right. Also there's is no thorough studies of the side effects of this vaccine therefore even more I will oppose this bill to pass the mandatory vaccine

HB-2502-HD-1

Submitted on: 6/24/2020 10:04:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kim | Individual | Oppose | No |

Comments:

I oppose HB 2502 HD1

The power should always stay within our governor and never in the hands of the director or health or any organization. We the people of Hawaii also have the right to privacy and this bill opens the window for other things to come. My decision to have the flu shot or not and my decision should stay private with myself and my doctor. Not Information I have to give to anyone I choose not to.

Taking my option to answer a question like that is invading my privacy and also breaking HIPPA laws. No where jas it stated my information will be kept private.

HB-2502-HD-1

Submitted on: 6/24/2020 9:31:25 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| SCOTT HALEY | Individual | Oppose | No |

Comments:

Unconstitutional, therefore null and void.

HB-2502-HD-1

Submitted on: 6/24/2020 10:04:07 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kela | Individual | Oppose | No |

Comments:

I STRONGLY oppose of HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 9:31:35 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Theresa Sharman | Individual | Oppose | No |

Comments:

I strongly oppose this measure!

HB-2502-HD-1

Submitted on: 6/24/2020 9:31:35 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| joe jones | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Joe Johnson

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Joe Johnson and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is ***** (redacted for privacy), Hilo, HI, 96720. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof

by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then

be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

Joe Johnson

HB-2502-HD-1

Submitted on: 6/24/2020 10:05:20 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mylisa | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:31:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Carrie Curry | Individual | Oppose | No |

Comments:

This is a disgusting overreach of power. Violates our rights to health and personal privacy, and our constitutional rights. Intentional vague language leaves the door open to many health and freedom violations.

HB-2502-HD-1

Submitted on: 6/24/2020 10:05:22 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Paul Keresztes | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:32:22 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| sue miller | Individual | Oppose | No |

Comments:

Do not pass this bill. It is terribly overreaching and give power to non-elected officials. This is unconstitutional.

Our economy needs to open up. People are lossing jobs, businesses are closing, people can't pay their mortgage/rent. How long can this continue?

Let this soak in...542 people died in Hawaii in 2019 due to the flu; 17 people died in Hawaii in 2020 due to Covid-19. Open up! Set us Free!

HB-2502-HD-1

Submitted on: 6/24/2020 10:23:20 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Christina Jung | Individual | Oppose | No |

Comments:

Aloha Hawaii Legislators,

I STRONGLY OPPOSE HB2502 HD1.

I am extremely concerned about "other actions deemed necessary." This wording in the bill leaves open possibilities for mandated vaccines and unethical separation of families. Please amend this part of the bill to prevent serious problems.

Hawaii residents cannot vote for DOH members. They should not be given more power and authority. At the beginning of the pandemic, when the CDC sent Hawaii defective test kits, DOH decided to use them anyways. When the DOH was updating HAR 11-157 for school vaccine requirements, the hearings did not have a single DOH member present to hear the people's cries. The audio recorder led to unintelligible transcripts. It was obvious that DOH did not care about public testimonies or what concerns were presented by the public. If I could vote out DOH members, I would. Please protect Hawaii residents from corrupt overreach, invasion of privacy, and violations of Constitutional rights disguised as public safety.

What if a test is contaminated with coronavirus? This has happened before. What if the test gives a false positive and people suffer unnecessary consequences such as family separation and isolation?

Please vote no on this bill. Thank you for your consideration.

HB-2502-HD-1

Submitted on: 6/24/2020 9:32:26 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| amber | Individual | Oppose | No |

Comments:

I adimtitly oppose those bill as it is unconstitutional.

HB-2502-HD-1

Submitted on: 6/24/2020 9:33:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rose Mejia | Individual | Oppose | Yes |

Comments:

I strongly OPPOSE HB2502 HD1 (and SD1)! This legislation would give the authority of the Governor to the Director of the Department of Health. This is AGAINST the Hawaii Constitution. This is also AGAINST the US Constitution. Either way, this bill is UNConstitutional.

We have the right to pursue life, liberty and the pursuit of happiness. This is NOT liberty. STOP trying to control the people. Let the people of Hawaii thrive with righteous government.

HB-2502-HD-1

Submitted on: 6/24/2020 10:05:24 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Steven Thomas | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:33:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| elysha woolger | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:33:29 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Teri Roney | Individual | Oppose | No |

Comments:

I oppose

HB-2502-HD-1

Submitted on: 6/24/2020 10:05:37 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Debra Anastas | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:33:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jennifer littenberg | Individual | Oppose | No |

Comments:

I strongly oppose HB2502. This is an overreaching of power by the government to employ actions that are exempt from public review. This is bill is not in the best interest of the people of Hawaii.

HB-2502-HD-1

Submitted on: 6/24/2020 9:31:11 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kathleen Thurston | Individual | Oppose | Yes |

Comments:

I strongly oppose HB2502 SD1 because of the over reach and intent to remove numerous personal freedoms. While it is sad that many have gotten COVID and some have died from this disease, if you look at the numbers, only 1% of the population tested positive here in Hawaii. Over the past 3 months, 1 person, sadly has died from the disease bringing our state death's from covid to 17, however, 100's and 1000's have lost their jobs, ability to provide for their families, not to mention the increase of domestic violence and abuse and many other detrimental things that have affected the health and well-being of our Hawaii community. Acting out of fear is not leading. We need leaders to manage risk, but also are looking out for the well-being of the greater majority. To circumvent and remove our ability as Hawaiians and Americans to be "locked up" and not able to use common sense approaches to this disease and potential others in the future is short-sighted and dangerous to our 'ohana and future generations. I also oppose the \$100million + and the removal of exemptions in awarding out money and contracts. This smells of cronyism and should be removed. In addition, before eliminating the people's opportunity to provide for their families, all government agencies should be looking at their own inability to provide services and evaluate what types of cuts should be happening. If our leaders, decision makers and local government have not been able to get proactive plans in place by now, this waste of time and money will not be able to fix the true issues at hand. Stop trying to throw money and political fixes at problems that require hands on, common sense approaches that will reopen our State safely and effectively. As a retired contractor I understand first hand what it takes to risk all that you have to create JOBS, provide a HEALTHY environment for employees and their families and contribute to this beautiful place we get to call HOME!! DO the PONO thing!! The people you represent are counting on it!! Aloha!!

HB-2502-HD-1

Submitted on: 6/24/2020 9:34:06 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| d leong | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:34:31 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jamie Pickett | Individual | Oppose | No |

Comments:

As citizens in the United States of America, we have the constitutional right to the freedom of choice. Whether or not I agree with the "issues" and concepts discussed in this bill, I do not agree with a bill that will remove the freedom of choice for an individual.

HB-2502-HD-1

Submitted on: 6/24/2020 10:06:08 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| JANET EISENBACH | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [Janet Eisenbach]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is [yourname] and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is P.O. Box 1670 (redacted for privacy), [Hanalei], HI [96714]. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Janet Eisenbach

HB-2502-HD-1

Submitted on: 6/24/2020 9:34:36 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jennifer Shelton | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1

HB-2502-HD-1

Submitted on: 6/24/2020 9:34:55 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sam Small | Individual | Oppose | No |

Comments:

Current leadership is not qualified to command so much authority. Needs a medical doctor.

thanks

HB-2502-HD-1

Submitted on: 6/24/2020 9:35:00 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Trinette Furtado | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:54:29 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| viana villasenor | Individual | Oppose | No |

Comments:

I strongly oppose HB2502.

This bill is unconstitutional. I have young children with health issues that cannot handle vaccinations without serious complications to their health. I cannot support a bill that mandatorily puts my children's lives in danger. There has been no testing on consequences to this proposed bill & vaccine. Thank you for you time & all the work you do! Please take into consideration how unconstitutional this bill is. All communities in Hawaii are on alert.

HB-2502-HD-1

Submitted on: 6/24/2020 9:35:03 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Linda Hussey | Individual | Oppose | No |

Comments:

I strongly opposed this bill. Although I understand the importance of being able to act quickly in a pandemic of specific health crisis. It is taking away too many rights of people as far as being responsible for ourselves as individuals.

HB-2502-HD-1

Submitted on: 6/24/2020 9:35:36 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Irene Kelly | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Irene Kelly

DATE: Tuesday, June 23, 2020

Aloha,

My name is Irene Kelly and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 1640 Paula Dr. HNL 96818. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION to HB2502 related to Health.**

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Mahalo,

Irene Kelly

HB-2502-HD-1

Submitted on: 6/24/2020 10:05:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| christianne obando | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:35:37 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Yuki Klahr | Individual | Oppose | No |

Comments:

TESTIMONY IN OPPOSITION TO HB 2502

TESTIFIER: Yuki Klahr DATE: Wednesday, June 24, 2020

Good morning, My name is Yuki Klahr and I am a resident of the State of Hawaii in the County of Hawaii. After reading HB2501 and current testimony, I am writing a testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and

undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

Yuki Klahr

HB-2502-HD-1

Submitted on: 6/24/2020 9:37:32 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Pulelehua | Individual | Oppose | No |

Comments:

I fully oppose this Bill!! Please take more time to thoroughly create Bills for the betterment of the health of those in our communities, our Beautiful state of Hawaii, Our World! I do not trust this bill was created FOR THE PEOPLE who work hard to live proper lives. Do Better!

HB-2502-HD-1

Submitted on: 6/24/2020 10:05:30 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------|---------------------|---------------------------|---------------------------|
| adaure ezinne dawson | Individual | Oppose | No |

Comments:

I strongly oppose this bill as it infringes on personal rights for individuals not wanting to be subjected to any mandatory measures such as vaccinations to attend public school. It is not ok to mandate such things.

HB-2502-HD-1

Submitted on: 6/24/2020 9:38:00 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| sunny stell | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:38:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jill White | Individual | Oppose | No |

Comments:

Aloha,

I strongly oppose HB2502.

I find it repulsive that our government officials would take a completely different bill that has passed several house committees and change the language and intent to a different issue!

DOH should NOT have the powers that this bill indicates. This is the role of our elected official the Governor.

NOTHING should be imposed on the public without the public's input.

NOTHING should be exempt from subpoena, discovery, or introduction of evidence in court!!! This is a civil right!!!

Any substance used by adults or children should be of their own free will. It is wonderful to offer choices but NO MANDATES... this is the land of the free!

Thank you for your time and attention to protecting our civil rights.

Mahalo,

Jill White

Mililani

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Emily Kekuewa

DATE: Wednesday, June 24, 2020

Good Morning,

My name is Emily Kekuewa and I am a resident of the State of Hawaii in the County of Honolulu. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health.

Per the Bill, “(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502!

Emily Kekuewa

HB-2502-HD-1

Submitted on: 6/24/2020 10:07:08 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Elise Trapp | Individual | Oppose | No |

Comments:

As a Hawai'i resident and lover of traveling, I'm shocked this kind of Bill would be introduced

HB-2502-HD-1

Submitted on: 6/24/2020 9:39:22 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| ethan schatz | Individual | Oppose | No |

Comments:

I oppose bill HB2502

It is too extreme & compromises travelers & residents constitutional liberties, especially for a "virus" that is not a threat or that severe.

HB-2502-HD-1

Submitted on: 6/24/2020 9:40:06 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Daravanh Kollasch | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Daravanh Kollasch

DATE: Wednesday , June 24, 2020

Good afternoon,

My name is Daravanh Kollasch and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is in Waipahu, HI 96797. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness. If an individual is quarantined, how can one go to work to pay for such costs!!!

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 10:07:34 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| sarah | Individual | Oppose | No |

Comments:

I strongly oppose this bill.

Granting the DOH power over the governor to declare emergency is not appropriate. So many inalienable rights are stripped from citizens during "emergency declarations", it is imperative to maintain the proper chain of command to ensure the decision is made collectively and sensitively.

Statements such as "other actions deemed necessary" in regards to the bodily autonomy of human beings is completely inappropriate when dealing with law-making. It leaves far too much grey area and room for abuse.

I strongly oppose this bill and urge the state to look to more effective and humane measures for handling of this and other potential disease risks.

HB-2502-HD-1

Submitted on: 6/24/2020 9:40:43 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Stephanie Maldonado | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE.

THIS IS UNCONSTITUTIONAL

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Dana Howeth

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is Dana Howeth and I am a resident of the State of Hawaii in the County of Maui. My physical address is 180 Awaiku Street, Lahaina, HI 96761]. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 201B—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

Gary R Hipp
25 S Honokala Rd.
Haiku, HI 96708
808-573-2088

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Gary R Hipp
DATE: Wednesday, June 24, 2020

My name is Gary Hipp and I am a resident of the State of Hawaii in the County of Maui. My physical address and phone number are stated above in the letterhead. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual’s health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection,

receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

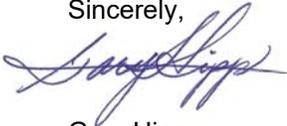
(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Sincerely,

A handwritten signature in blue ink, appearing to read "Gary Hipp", written in a cursive style.

Gary Hipp

HB-2502-HD-1

Submitted on: 6/24/2020 9:41:53 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Stephanie Ball | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:09:52 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lawrence Denis III | Individual | Oppose | No |

Comments:

Vote this bill down! We must reopen tourism in our state. Too many people are unemployed, too many businesses (including restaurants) are closing down. Catholic schools are shutting down (three so far). I'm sure other private schools are hurting as well.

We need to be safe and smart in reopening our economy - but it has to be ASAP. Enough damage is done.

Please vote this and all similiar bills down. Thank you.

HB-2502-HD-1

Submitted on: 6/24/2020 10:11:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Leimomi Kekina | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Leimomi Kekina

DATE: Wednesday, June 24, 2020

Aloha,

My name is Leimomi Kekina and I am a resident of the State of Hawaii in Waimanalo in the County of Honolulu,. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed

in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

With sincere aloha,

Leimomi

HB-2502-HD-1

Submitted on: 6/24/2020 10:12:04 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| sara | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:13:57 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|--|---------------------------|---------------------------|
| James E. Coon | Testifying for Ocean Tourism Coalition | Oppose | No |

Comments:

The Ocean Tourism Coalition is STRONGLY OPPOSED to HB 2502 SD1.

It removes many personal freedoms which are constitutionally guaranteed. It has also not been adequately vetted by the Citizens of Hawaii. Please do not pass this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 9:41:58 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Deb | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:14:12 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Angel Wannemacher | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Angel Wannemacher

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Angel Wannemacher and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is Poipu Place (redacted for privacy), [Kailua Kona], HI [96740]. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 9:43:03 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nicholas Chekas | Individual | Oppose | No |

Comments:

Hawaii has more potential to overcome global health crises than to go with the sandards of the mainland.

HB-2502-HD-1

Submitted on: 6/24/2020 9:44:00 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Janian K Thurman | Individual | Support | No |

Comments:

Good morning,

I am writing in support of HB2502 HD1. My background is in public health, epidemiology, and Kinesiotherapy. I believe it is imperative to establish and follow written policies and procedures to maintain the health of our community. Health parameters must be in the forefront since Hawaii is so uniquely situated in the middle of the Pacific. We can not risk our health for our economy, so pass HB2502 HD1.

Thank you,

Jan Thurman MPH, RKT

HB-2502-HD-1

Submitted on: 6/24/2020 9:44:33 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Melia Bugeja | Individual | Oppose | No |

Comments:

I OPPOSE BILL HB 2502

HB-2502-HD-1

Submitted on: 6/24/2020 10:15:19 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| cherrice simer | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1. This goes completely against our 4th amendment rights and I will not stand for it.

HB-2502-HD-1

Submitted on: 6/24/2020 9:44:59 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sarah Tiritas | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Sarah Tiritas
DATE: Tuesday, June 23, 2020

Good afternoon,
My name is Sarah and I am a resident of the State of Hawaii in the County of Hawai'i.
My physical address is: Honolulu HI 96825

After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to

provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

With Aloha,

Sarah Tiritas

HB-2502-HD-1

Submitted on: 6/24/2020 10:17:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|-----------------------------------|---------------------------|---------------------------|
| William Meurer | Testifying for Go Green Solutions | Oppose | No |

Comments:

Dear Esteemed Legislators: I oppose this bill in it's entirety because it is too soon to pass legislation. I operate my business in Hilo and Los Angeles and travel frequently bsack and forth. I have been in two 14 day quarantines at my home in Pepekeo, Hawaii since April 1. I do agree with the quarantine and \$5,000 fine, testing at airports, etc. The quaratine system has been working well and the National Guard and State Employees have been very friendly with the spirit of "Aloha" in what is an anxiety producing situation, especially for older people. Please do not make this situation worse by passing a complicated ACT until we have more time to see hoew the health situartn develops. There are few if any cases in our State. Mahalo, William Meurer

HB-2502-HD-1

Submitted on: 6/24/2020 9:45:37 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| shyenne | Individual | Oppose | No |

Comments:

I strongly oppose this bill it is unconstitutional!!!

HB-2502-HD-1

Submitted on: 6/24/2020 9:45:43 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kathryn Taketa-Wong | Individual | Oppose | No |

Comments:

While I support the intent of this bill with the requirements for mandatory testing, tracking, and quarantine for travelers to reduce the spread of COVID-19, I have concerns about the language allowing the Director of the Dept of Health to "Take other action as deemed necessary by the director". This is because in the future if a COVID-19 vaccine is developed, such action may include mandating a COVID-19 vaccine for all travelers. I have numerous patients who have experienced adverse vaccine reactions (some of those reactions were permanent, lifelong and severely debilitating, including developing Guillian-Barre syndrome, autoimmune nephritis, and loss of language and cognitive function) due to their medical conditions, whose medical conditions are not accepted by the CDC as qualifications for medical exemptions to vaccines. My concern is that this language will force these patients to receive a vaccine which will seriously jeopardize their health. Also there are individuals who have religious beliefs against vaccination, and such language would also force these individuals to be subjected to a vaccine which violates their rights to religious freedom. Please include language to allow individuals with medical or religious vaccine exemptions to be exempted from possible future vaccine requirements, and I can gladly support this bill.

Mahalo,

Dr. Kathryn Taketa-Wong

HB-2502-HD-1

Submitted on: 6/24/2020 10:17:56 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sherma Raposas | Individual | Oppose | Yes |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:45:58 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mike CK Sawyer | Individual | Oppose | No |

Comments:

I strongly oppose this measure as it infringes on the rights of the people of this state, our country and the international community. The daily number of COVID cases have been rising due to fact of more testing being done around the country and world which leads to more discoveries of cases, not to mention that the death rate has been slowly decreasing in many states. Why implement more measures if we are seeing a decrease?

HB-2502-HD-1

Submitted on: 6/24/2020 9:46:09 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alicia Bowers | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:18:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Shannon Pontier | Individual | Oppose | No |

Comments:

This bill is unconstitutional. It discriminates against both Hawaii residents and out-of-state residents with respect to 'the Privileges and Immunities of Citizens in the several States'; basically, this bill takes away the right of Hawaii residents, and persons from other states, to travel freely within the United States which has judicially been recognized as a fundamental Constitutional right. Furthermore, this bill is an invasion of privacy especially in the area of physically tracking US citizens as well as medical privacy which all US citizens are afforded. The Privacy Rule, a federal law, protects all "'individually identifiable health information' held or transmitted by a covered entity or its business associate, in any form or media, whether electronic, paper, or oral'. The Privacy Rule calls this information 'protected health information'. I am also concerned about this bill because I see the term 'isolation' along with 'quarantine', which implies a facility or camp will be used to house people who either have COVID, break quarantine, or possibly just putting new arrivals into Hawaii in the facility to quarantine rather than allowing them to go to a hotel or home. Mandatory testing also concerns me as US citizens should have the right to say no to taking a medical test and the phrase 'other actions deemed necessary', makes it sound like the state can do whatever it justifies to an individual without due process. I am very much opposed to this bill and I am shocked it would be considered in Hawaii.

HB-2502-HD-1

Submitted on: 6/24/2020 9:46:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| William Wright | Individual | Oppose | No |

Comments:

Gentlemen

As a 11 year resident of Hawaii, and business owner, and parent of 4 children and 5 grandchildren ALL RESIDENTS of Hawaii, I implore you, to dispose of your bill HB2502. We the citizens of Hawaii do NOT side with the medical martial laws which the liberal progressive democrat and other globalist leaning bodies are purporting to supplant our civil liberties with. If on an individual basis people wish to practice social distancing and wear a mask because they are at risk or afraid let them do so. DO NOT attempt to force unconstititutional edicts upon our citizenry or the citizens of our country who wish to travel here. I expect there to be major dissent amongst our legislators and the opposition to prevail. I hope those in favor realize this is the end of the road for their political careers.

Mahalo,

William Wright

HB-2502-HD-1

Submitted on: 6/24/2020 10:18:49 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Fabriann Gin | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce
HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: FABRIANN GIN

DATE: Wednesday, June 24, 2020

Good Morning,

My name is FABRIANN GIN and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 5238 KUAIWI PLACE, HONOLULU, HI 96821 After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to

protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

1. \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;
2. \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

1. Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;
2. Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce
HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: FABRIANN GIN

DATE: Wednesday, June 24, 2020

Good Morning,

My name is FABRIANN GIN and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 5238 KUAIWI PLACE, HONOLULU, HI 96821 After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to

protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

1. \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;
2. \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

1. Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;
2. Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 9:46:58 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------|---------------------|---------------------------|---------------------------|
| Hokulani Chavez Coit | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1 as i believe it to be a modified mandation of the existing vaccination schedule now including/applying a cv19(covid) vaccination agenda. If passed and enforced this bill has power to manipulate and infringe upon our rights to request exemption from or refusal of vaccination [an endangerment to health]. The choice to protect our children from "healthcare" efforts that may noteably cause more harm than good for near and far future reference (i.e., "standard" scheduled vaccinations,flu,gardasil,etc.) is a priority to many parents,including myself. I have seen the negative physical effects of and adversion to the 'standard' approved vaccinations that two of my children were subject to as well as a slow reversal of these effects once I chose to cease the shots. I oppose this and any bill that strips away our freedom of choice/right to CHOOSE the best options of care for ourselves and family. Mahalo.

HB-2502-HD-1

Submitted on: 6/24/2020 9:47:10 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ashleigh Smith | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:18:55 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------|--------------|--------------------|--------------------|
| Sherilyn Wells | Individual | Oppose | No |

Comments:

This continues the unconstitutional overreach of government that has prevailed during this alleged pandemic. I submit the report prepared by the German Ministry of the Interior as evidence of how the pandemic has been globally mishandled and misrepresented, no less so by the U.S. and Hawaii than by any other country.

Germany's federal government and mainstream media are engaged in damage control after a [report](#) that challenges the established Corona narrative leaked from Germany's Ministry of the Interior.

Wir machen unsere Leser auf die Zusammenfassung dieses wichtigen durchgesickerten Berichts aufmerksam, der im Auftrag des BMI – Bundesministerium des Innern, erstellt wurde.

[Klicken Sie hier, um den vollständigen Bericht in deutscher Sprache anzuzeigen.](#)

Some of the report key passages are:

- **The dangerousness of Covid-19 was overestimated: probably at no point did the danger posed by the new virus go beyond the normal level.**
- **The people who die from Corona are essentially those who would statistically die this year**, because they have reached the end of their lives and their weakened bodies can no longer cope with any random everyday stress (including the approximately 150 viruses currently in circulation).
- **Worldwide, within a quarter of a year, there has been no more than 250,000 deaths from Covid-19, compared to 1.5 million deaths [\[25,100 in Germany\]](#) during the influenza wave 2017/18.**
- **The danger is obviously no greater than that of many other viruses. There is no evidence that this was more than a false alarm.**

- A reproach could go along these lines: **During the Corona crisis the State has proved itself as one of the biggest producers of Fake News.**

So far, so bad. But it gets worse.

The report focuses on the “manifold and heavy consequences of the Corona measures” and warns that these are “grave”.

More people are dying because of state-imposed Corona-measures than they are being killed by the virus.

The reason is a scandal in the making:

A Corona-focused German healthcare system is postponing life-saving surgery and delaying or reducing treatment for non-Corona patients.

Berlin in Denial Mode. The scientists fight back.

Initially, the government tried to dismiss the report as “the work of one employee”, and its contents as “his own opinion” – while the journalists closed ranks, no questions asked, with the politicians.

But the 93-pages report titled “**Analysis of the Crisis Management**” has been **drafted by a scientific panel appointed by the interior ministry and composed by external medical experts from several German universities.**

[COVID-19, “Global False Alarm”. Leaked German Government Report](#)

The report was the initiative of a department of the interior ministry called Unit KM4 and in charge with the “Protection of critical infrastructures”.

This is also where the German official turned whistleblower, Stephen Kohn, work(ed), and from where he leaked it to the media.

The authors of the report issued a joint [press release](#) already on Mai 11th, berating the government for ignoring expert advise, and asking for the interior minister to officially comment upon the experts joint statement:

“Therapeutic and preventive measures should never bring more harm than the illness itself. Their aim should be to protect the risk groups, without endangering the availibility of medical care and the health of the whole population, as it is unfortunately occurring”

“We in the scientific and medical praxis are experiencing the secondary damages of the Corona-measures on our patients on a daily basis.”

“We therefore ask the Federal Ministry of the Interior, to comment upon our press release, and we hope for a pertinent discussion regarding the [Corona] measures, one that leads to the best possible solution for the whole population”

At the time of writing, the German government had yet to react.

But the facts are – sadly – vindicating the medical experts’ worries.

On Mai 23 the German newspaper [Das Bild](#) titled: “Dramatic consequences of the Corona-Measures: 52,000 Cancer Ops delayed.”

Inside, a reading medical doctor warns that “we will feel the side-effects of the Corona crisis for years”.

Shooting the Whistleblower. Ignoring the Message.

As [Der Spiegel](#) reported on Mai 15th: “Stephen Kohn [the whistleblower] has since been suspended from duty. He was advised to obtain a lawyer and his work laptop was confiscated.”

Kohn had originally leaked the report on May 9th to the liberal-conservative magazine [Tichys Einblick](#) one of Germany’s most popular alternative media outlets.

News of the report went mainstream in Germany during the second week of May – but already in the third week media and politicians alike stopped discussing the issue by refusing to comment upon it.

Emblematic was the approach taken by Günter Krings, the representative for Interior Minister Horst Seehofer – the whistleblower’s boss:

Asked if he would treat the document seriously, Krings replied:

“If you start analyzing papers like that, then pretty soon you’ll be inviting the guys with the tin foil hats to parliamentary hearings.”

Men in tin foil hats – Aluhut in German – is a term used to describe people who believe in conspiracy theories.

Indeed one article by Der Spiegel addressing the Corona protest movement and the consequences of the leaked report contained the word “conspiracy” no fewer than 17 times!

And no discussions of the issues raised by the report itself.

Outside Germany the news has virtually gone unreported.

The Protest Movement – or “Corona-Rebellen”

Germans begun demonstrating against Lockdowns as early as April.

And thousands of citizens keep showing up at demos every week-end, even as the government is easing the restrictions.

The demos are not merely against restrictions, which have actually been comparatively mild compared to many other Western countries.

The demos question the entire Corona Narrative, and even more its principals, especially the role Bill Gates is playing, as the WHO second biggest donor (the first one since Trump suspended U.S. contribution).

Indeed the biggest such demos took place in [Stuttgart](#) on May 9th, where tens of thousands people assembled to say no – to the NWO.

Germans are saying no to any orwellian solution the government might one day impose out of a questionable “emergency status”, from mass surveillance Apps to mandatory vaccinations.

The leaked report has proved their fears to be well founded.

At least as far as the fake nature of the “Corona pandemic” is concerned.

The rest might soon follow.

HB-2502-HD-1

Submitted on: 6/24/2020 9:48:08 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tyler Buchanan | Individual | Oppose | No |

Comments:

Citizens must always be considered and deferred to for input. It's unconstitutional to give power to an unelected official (especially the DOH) in order to pass any bill/law/mandate. This is a violation of human rights. WE as a people must feel trust in our elected officials. This bill removes all trust and severely restricts travel to the state of Hawaii which impacts all local tourism as well as the livelihood of its people.

HB-2502-HD-1

Submitted on: 6/24/2020 9:49:02 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Misty Ferris | Individual | Oppose | No |

Comments:

Edit with the Docs app

Make tweaks, leave comments, and share with others to edit at the same time.

NO THANKSUSE THE APP

HB2502_Testimony

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Misty Ferris

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Misty Ferris and I am a resident of the State of Hawaii in the County of Hawai'i county. My physical address is ***** (redacted for privacy), [yourcity], HI [yourzip]. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly

regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 10:20:16 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Angela M Mabini | Individual | Oppose | No |

Comments:

Oppose

HB-2502-HD-1

Submitted on: 6/24/2020 9:49:03 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Natalie Terry | Individual | Oppose | No |

Comments:

To whom it may concern,

This wording, "other actions deemed necessary," leaves this law too open to allow the state to mandate vaccinations for travel. Until any vaccine is double-blinded and inert placebo tested they are considered inherently "unavoidably unsafe," which was stated by the Supreme Court. And, this means that I shouldn't be forced to be vaccinated to move freely about the nation. This would also break the Nuremberg Code by forcing people to participate in a medical procedure against their will.

The DOH should not have the power to declare a state of emergency- there needs to be checks and balances. It also has no time constraints which impedes on liberty.

Also, it makes DOH exempt from Chapter 91: This means they could mandate a C19vax for all school kids WITHOUT public input or going thru legislature, as long as emergency declared, which is completely unacceptable.

Sincerely,
Natalie Terry

HB-2502-HD-1

Submitted on: 6/24/2020 9:49:12 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Joanna Weber | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:23:40 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Maria Maitino | Individual | Oppose | No |

Comments:

To whom this concerns:

I STRONGLY OPPOSE HB2502. This bill goes too far in trying to protect and mitigate Hawaii from the consequences of Covid-19. The original bill was gutted and changed, and new wording has been added, and the bill is now being rushed through the process. This is not acceptable. These proposed changes must be thoroughly looked at and input from the public must be allowed before this bill is voted on.

Thank you

HB-2502-HD-1

Submitted on: 6/24/2020 9:50:02 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Roderick Macdonald | Individual | Support | No |

Comments:

I fully support this bill.

We are dealing with a disease for which at this time is no vaccine, only experimental treatments used in the serious stages of the disease, no clear scientific understanding of the effects of antibodies and testing for them is not reliable, and even basic testing active infections is not universally considered reliable. It has affected all age groups at all levels of seriousness, including fatalities. Even our understanding of how it is spread seems to be constantly changing and evolving.

The only clear and proven way of having hope to prevent the spread of this disease until these defects are remedied are the methods of testing, tracking, quarantine, and social distancing outlined in this measure. They should be enacted into law for the protection of all the people in this state, residents and visitors alike.

HB-2502-HD-1

Submitted on: 6/24/2020 10:24:18 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nyree Parisi | Individual | Oppose | No |

Comments:

I strongly oppose bill HB2502 as it stands. Specifically any languaging that allows “any other actions deemed necessary “. This potentially allows Mandatory Vaccinations to be included amongst other measures which I firmly oppose . Also the exemption from Chapter 19 is not acceptable . Please oppose ...keep Hawaii safe by focusing on our missing Keiki and sex trafficking crisis instead please !!

mahalo ,

Nyree Parisi

HB-2502-HD-1

Submitted on: 6/24/2020 9:50:28 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Darlene Beatty | Individual | Oppose | No |

Comments:

As a resident of Hawaii I strongly oppose this bill as it limits individual rights guaranteed by the Constitution of the United States.

HB-2502-HD-1

Submitted on: 6/24/2020 9:50:30 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| DAVID DIONNE | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:25:32 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jeanine Dagher | Individual | Oppose | No |

Comments:

I absolutely OPPOSE this bill!!! It is detrimental to our state and communities!

HB-2502-HD-1

Submitted on: 6/24/2020 9:50:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Aaron Yount | Individual | Oppose | No |

Comments:

I have read through Bill#HB2502 and have come to the conclusion that this is a badly constructed bill. This bill will give too much power to the Director allowing him to do too many things without anyone being able to keep him in check. Covid-19 is a MILD illness, statistics have shown that is very similar to influenza.

There are so many areas that I want to comment on but i'll just mention this.

This bill gives the Director 90 days worth of a state of emergency with possibilities of extending it? This is more power than the Governor! This Bill also gives the Director power over the police to deem who is a "health risk" and who needs to be arrested. Essentially saying that if Director Anderson thinks that I'll catch covid then he can throw me in jail. And if the rebuttle is "oh we wont throw people in jail" then what will it be? Quarantine facilities? Aka Isolation Camps? Have we forgotten about our past history of Japanese Internment Camps? Will you further shame the name of Aloha.

This bill infringes on our constitutional rights which have already been smeared and disregarded. And it offers a terrifying amount of control to the Director over every part of life. I am Hawaiian, born and raised, this island is my home. Shouldn't I have a say who dictates the powers of my home? I don't ever recall voting for Director Anderson, I dont recall ANYONE voting for Director Anderson. So why should he have power over my home, my island.

This bill will bring ruin to our state and the families in our state. Vote against this bill, reject it, and you will not be lumped into the crime that has already been committed against the people of Hawaii. We will remember those who push this bill through and applaud those who stand for the people of Hawaii.

HB-2502-HD-1

Submitted on: 6/24/2020 10:27:12 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Colton T Runyan | Individual | Oppose | No |

Comments:

To whom it may concern,

With the growing spread of the COVID-19 virus, I'm finding it increasingly important for people to take the responsibility of their community's health into their own hands; after reading through the bill for the proposed HB2502, however, and seeing the wording of it mentioning that the power it offers the department of health is outside that of a State of Emergency, and outside of the governor's control, I feel concerned. The language of "isolation," is another undefined one that I feel wary of as it feels potential to me of holding cells, a reality that seems grim.

We need to be in this together, and I feel that screening processes, when in a state of emergency, are highly important; however, for the bill to include post-screening action, and for all of this to be punishable by fine, this feels inhumane to me. In the face of COVID-19, the world is prepared to take many turns and changes, and the possibility of us taking the wrong turn into a semi-Orwellian reality is possible, if we take enough of the wrong steps. I trust in the goodness of humanity to pull through in these times of crisis, and, a crisis is a crisis, and if we treat the whole world as a potential threat after one bad experience then we are creating room for a much more dangerous trauma that we will be inflicting on ourselves.

I ask that this bill be declined, and that a new bill is written that creates more room for individual sovereignty to have its place in this Land of the Free. Our enemy seems clear now, the COVID-19 virus itself, so let's please not confuse it with each other.

sincerely,

Cole T. Runyan

HB-2502-HD-1

Submitted on: 6/24/2020 9:50:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| andrina cortez | Individual | Oppose | Yes |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:52:50 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------|--------------|--------------------|--------------------|
| Ignatius Vige | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives Committee on Consumer Protection and Commerce HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Ignatius Vige

DATE: June 24, 2020

Good Day,

My name is Ignatius Vige and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is 93-6973 Kamaoa Rd, Naalehu, HI 96772. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” *With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.* This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony **AGAINST** HB 2502.

Ignatius Vigé

HB-2502-HD-1

Submitted on: 6/24/2020 9:54:21 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Shalyn Redding | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 10:27:41 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------------------|---------------------|---------------------------|---------------------------|
| Bethanie Hancock Sidwell | Individual | Oppose | No |

Comments:

I STRONGLY Oppose this bill! It is filled with an agenda that does NOT have Hawaii's best interest at heart. It is wrong on so many levels.

**Written Testimony Presented Before The Committee on Commerce, Consumer Protection,
and Health**

Hearing: June 25, 2020, 9:30 AM

**HB 2502, HD1, SD1
Proposed
-RELATING TO HEALTH**

State Capitol, Conference Room 22

Senator Rosalyn H. Baker, Chair, Senator Stanley Chang, Vice Chair, and members of the Senate Committee on Commerce, Consumer Protection, and Health, thank you for this opportunity to provide testimony in strong support of this proposed amended bill to authorize the Department of Health to screen, test, and monitor inter-island, domestic, and international travelers, in an effort to contain or mitigate the spread of communicable or dangerous diseases in our state. This measure would also give the Department of Health authority to investigate, monitor, quarantine, and isolate travelers post-screening.

We are the Hawaii Nurses Association OPEIU Local 50, a union of health care professionals of which there are approximately 4,000 working in Hawaii. We advocate for the nursing profession, as well as for the health of the community. The experience of this pandemic has obviously impacted our profession in a profound manner. We are in full support of our state government efforts, to anticipate and address catastrophic healthcare needs in our island communities.

We have a responsibility to keep our communities safe from these communicable diseases like Covid-19. The tensions that ran through Hawaii as a result of lack of preparation and planning showed us that we must take precautions moving forward. Seeing the scrambling throughout the country as a result of delayed response served as a learning opportunity moving forward.

We respectfully request that HB2502, HD1, SD1 pass out of this committee such that these effective protections for the health of our community are fully authorized and available going forward during this and future healthcare crises. Thank you for your continued support of healthcare professionals and our mutual advocacy for the vulnerable population of our islands.

Contact information for Hawaii Nurses Association, OPEIU Local 50 President

Daniel Ross, RN - Email: dross@hinurse.org



The Voice That Makes The Difference

OPEIU LOCAL 50

Daniel Ross, RN
President

3375 Koapaka Street Suite B217
Honolulu, HI 96819

Tel: (808) 531-1628
Fax: (808) 524-2760

HB-2502-HD-1

Submitted on: 6/24/2020 9:57:15 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jay | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1

HB-2502-HD-1

Submitted on: 6/24/2020 10:27:49 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Misha Alli | Individual | Oppose | No |

Comments:

I strongly feel as though this Bill is a violation of personal rights. The mandatory screening and possible vaccination would be extremely invasive. The mandatory 2 week quarantine for travelers is enough. It feels claustrophobic, entertaining the possibility that I may not be able to leave the island to visit family, without being forced to possibly receive a vaccine upon return. This bill has an abrasive, authoritarian air and is not necessary. The fact that the Bill states a penalty if one does not comply to the screen and vaccine, upsets me. I feel strongly about sticking to the mandatory 2 week quarantine for travelers, and I do not trust what may be in a new vaccine.

HB-2502-HD-1

Submitted on: 6/24/2020 9:58:33 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nick Abbott | Individual | Oppose | No |

Comments:

"any action deemed necessary" is far too broad and lacks specificity and definition of powers

HB-2502-HD-1

Submitted on: 6/24/2020 9:58:34 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|--------------|--------------------|--------------------|
| Benjamin McGranahan | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: BENJAMIN MCGRANAHAN

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Benjamin McGranahan and I am a resident of the State of California in the County of Los Angeles. My physical address is 22738 BASSETT ST. CANOGA PARK, CA 91307 (redacted for privacy). After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

I've personally experienced this injustice in Kauai. Upon my arrival to the Lihue Airport, I did not have the address for where we were staying, with a family friend in our own full floor of a 2 acre property with our own lavatory and all. When I provided the Planning Department with an area but not a physical location, they were angered. I retrieved the address and provided it in haste and they told us it was flagged as an illegal TVR unbeknownst to us. I asked the officers the meaning of the ambiguous term Designated Location, which was unclear on the contract we read on the flight. Upon later research, I determined that designated location is DETERMINED by the visitor in the Hawaii Agriculture form. Since we did not provide a designated location, the officers believed they had the legal right to designate one for us. I was unlawfully arrested and cited with a misdemeanor without reasonable suspicion for asking questions and reportedly breaking the Governors rule of 127A-29. It seemed like extortion but I chose to pay the \$100 bail and they let me go. We were then forced to rent a hotel room for 2 weeks. After the 2 weeks, the illegal TVR "ban" was lifted we could stay at a hostel. We paid for the hostel and were accused 4 days in that we did not complete quarantine even with full evidence of our flight itinerary and hotel stay and HIEMA called us to tell us that we completed the quarantine. The treatment to visitors on this island is absolutely unfair and I do not see this bill helping the situation, more hindering and hurting the economy further.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating

circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 10:28:28 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Gabrielle Pacheco | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE HB2502! It is a direct assault to our freedom to make our own health choices!

HB-2502-HD-1

Submitted on: 6/24/2020 10:28:28 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Gabrielle Pacheco | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE HB2502! It is a direct assault to our freedom to make our own health choices!

HB-2502-HD-1

Submitted on: 6/24/2020 9:34:13 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------|--------------|--------------------|--------------------|
| Michael Hommel | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Michael Hommel
DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Michael Hommel and I am a resident of the State of Hawaii in the County of Kauai. My physical address is 7 Hui Rd, Anahola HI 96703. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of

food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent. I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 10:28:37 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Derek Sakamaki | Individual | Oppose | No |

Comments:

This bill is terrible. Trying to sneak this past us. This isn't N. Korea. The fines are extensive, forcing a vaccine that is not even proven to not have side effects and no efficacy is authoritarian. I oppose this bill Where are the people's rights? Or are you god? This is a republic not a authoritarian state.

HB-2502-HD-1

Submitted on: 6/24/2020 10:29:17 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Monica-lee Burnett | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:01:24 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Victor | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is [yourname] and I am a resident of the State of Hawaii in the County of Kaua'i. . My physical address is 5211 Hanalei Plantation Rd, Princeville, HI 96722. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” *With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.* This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 10:29:19 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| victor butay | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Stephen Joseph Shively

DATE: Wednesday, June 24, 2020

Good morning,

My name is Stephen Shively and I am a resident of the State of Hawaii in the County of Oahu. My address is 1910 Ala Moana Blvd, #9C, Honolulu, HI 96815. I have read HB2502 and I am writing my testimony in **STRONG OPPOSITION** to it!

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 201B—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 10:30:00 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| T | Individual | Oppose | No |

Comments:

Dear Representatives,

I strongly urge you to vote no on this Bill and corresponding SD1, HD1. These measures are extreme and will have a strong effect on Hawaii's economic growth during and after this pandemic has passed. The travel/tourism to Hawaii will be greatly affected by this legislation. Hawaii is a state of the United States and should not go against mainland travel abilities. Pressing the issue of contact tracing, testing, and quarantining is beyond what needs to be done to keep safety for the islands and violates multiple constitutional amendments. Please vote NO on this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 11:02:30 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alice Abellanida | Individual | Oppose | No |

Comments:

I strongly oppose this legislation. It violates our Constitutional civil liberties under the 4th amendment, 5th amendment, 14th amendment.

This is a tyrannical piece of legislation which tramples on our freedom as a nation. This virus has a .1 percent death toll, and most people who get it are asymptomatic and those who do get symptoms have a high recovery rate.

The American people deserve better from our leaders who swore an oath to our Constitution. I am hoping that this terrifying bill will not pass. It will have long lasting negative impacts on our country and our civil liberties. Thank you.

HB-2502-HD-1

Submitted on: 6/24/2020 10:30:55 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Thor Alvarez | Individual | Oppose | No |

Comments:

To impose travel restrictions like these without evidence of a "virus" in existence, supposedly floating around and ready to make us sick or kill us all, is complete and utter scientific nonsense foolishness. If that was the case for a virus that can fly and swim it would be everywhere and on our clothes and skin as well. Prior to Rockefeller's allopathic model that set the global stage for "medicine" a very long time ago, virus originally means poison, not "floating bug." When someone is sick their internal environment is toxic and virulent. They are detoxifying and heading. Medication stops these natural symptoms for healing like a fever. Under a microscope people with similar symptoms of toxicity exhibit similar results internally and looks like what's called a virus. Bacteria, mold, and fungi are whole other category that can be be verified in lab, while Covid19 hasn't been isolated in lab yet. As a person of health and wellness background I can attest that it's the health of the internal environment that matters more than the "germ" we are seeking to destroy with means of medications, and vaccines, which still haven't been proven safe and effective; no third party double-blind placebo clinical studies either, ever. Isolating people also means what and where exactly? This is an outrage on the rights of the American people. This house bill is a form of tyranny and isn't a demonstration of liberty, and this is prohibitive of practicing our natural rights for INFORMED CONSENT. Mahalo!!

HB-2502-HD-1

Submitted on: 6/24/2020 10:32:02 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jarrod Eden Smith | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:33:00 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| angela walsh | Individual | Oppose | No |

Comments:

The wording in this is too loose, leaving the door open to being deceived. I agree on testing tourism, yes- but for an example of being deceitful- if I was to travel and visit family on the mainland, would I then be isolated in a facility when returning home to Hawaii? What does that mean for family visits here too, instead of quarantine at home? Plus I am opposed to a mandatory vaccine when clearly there is no research being done on a safe vaccine for a rapid change virus. Please reconsider this bill!!

HB-2502-HD-1

Submitted on: 6/24/2020 10:33:10 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Haila Hill | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:33:38 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Robert Brownell | Individual | Oppose | No |

Comments:

This bill is in direct violation of the constitution of the United States. We the people, do not approve of nor agree to this tyrannical bill. I oppose this bill and will be taking further action against the state of Hawaii if said bill is not terminated immediately.

HB-2502-HD-1

Submitted on: 6/24/2020 11:03:04 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Diana Frank | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Diana Frank

DATE: Tuesday, June 23, 2020

Good Morning,

My name is Diana Frank and I am a resident of the State of Hawaii in the County of Maui. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 11:04:46 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kelley Taylor | Individual | Oppose | No |

Comments:

We visit yearly and would never subject our family to this unnecessary overreach. If this passes we would never visit Hawaii again. Everyone I know feels the same. Please **OPPOSE** this bill and save Hawaii!! This bill would completely crush the tourism industry there which is obviously incredibly important to the state.

HB-2502-HD-1

Submitted on: 6/24/2020 11:05:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Raymond Hudson | Individual | Oppose | No |

Comments:

1) The data does not support the opinion that there is a public health emergency in Hawaii.

2) "...gives the director of health authority to declare a public health emergency if there is, or there is a potential for..." The director of health authority is not an elected official, and therefore should not be given the authority to implement "...to establish penalties to address individuals who are uncooperative or seek to evade the screening process..."

HB-2502-HD-1

Submitted on: 6/24/2020 11:05:41 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Judith Epperson | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:06:20 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Naomi | Individual | Oppose | No |

Comments:

I oppose this bill for so many reasons. My son is vaccine sensitive and cannot receive any forms of vaccinations without seizures and other awful side effects. I am a single mother so not sending my son to school is not an option. I will have to work and he needs to go to school but will be unable to do so if this vaccine is mandatory. I believe this is a huge infringement on my rights and my personal health beliefs and choices. Besides the fact that my son needs the medical exemption from vaccines, I also oppose most vaccines for religious purposes and it is not acceptable for my rights for either medical or religious reasons to be stripped.

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Stephen Joseph Shively

DATE: Wednesday, June 24, 2020

Good morning,

My name is Stephen Shively and I am a resident of the State of Hawaii in the County of Oahu. My address is 1910 Ala Moana Blvd, #9C, Honolulu, HI 96815. I have read HB2502 and I am writing my testimony in **STRONG OPPOSITION** to it!

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 201B—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 11:07:31 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| katherine kleving | Individual | Oppose | No |

Comments:

I am opposed to Bill#HB2502 because I deem the details and the protocols described as unconstitutional. This bill goes against people's free will of choice. There are other ways to implement safety in the public health sphere other than forcefully placing fear on people to get a vaccine and then fining them if opposed. To scare and manipulate people with a large sum fine is unnecessary. Instead of imposing people who live on the islands and travelers with "tracking" "possible vaccination" and "isolation" we can support, encourage, and lead by helping people with basic needs of cleanliness, immune support and health, proper social distancing measures, and more. The creation of a vaccine costs millions of dollars. We could easily use that money to support our local communities in becoming health conscious and to take care of our immune systems to become build resistance to covid-19. We can not force and implement a protocol that allows no public input. More so, the vague wording in the bill such as "other actions deemed necessary" is vague and not clear enough for our citizens to feel safe. We need direct clear wording, in fact it is necessary if the legislature and all public healths spheres are truly concerned about public safety. We must allow public input when creating new and revised bills. Finally, I am opposed to bill#HB2502 HD1 and I do not stand for it.

HB-2502-HD-1

Submitted on: 6/24/2020 11:09:07 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amber Rose Dean | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:12:03 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|-------------------------------------|---------------------------|---------------------------|
| Andrew Fitts | Testifying for The Dharma Sanctuary | Oppose | No |

Comments:

I am the president of a 501c3 non-profit religious foundation called The Dharma Sanctuary in Kilauea, Kauai. Our board of directors and members implore you to vote no on this bill. The powers invested in the governor are adequate. We do not need a new locus of power in the Health Department.

HB-2502-HD-1

Submitted on: 6/24/2020 11:12:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| tiffany | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:34:26 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Yvonne | Individual | Oppose | No |

Comments:

I am opposing the proposed HB2502_SD1 bill. The power and authority to declare a health emergency should not be given to the Director of Health. As we have experienced with Covid, the Department of Health including the Director has botched many things in the initial reaction to this pandemic. It was only with the Mayor and Governor's stringent and restricted policies that the spread of covid in a larger scale has been mitigated.

The people have called for more transparency with the activities and actions of the Department of Health amidst all the misreporting and misinformation with no apologies to the people of Hawaii. Giving the authority and power to the Director is directly opposed to the people's call for transparency. The broken communication and actions need to be fixed not be held in higher regard.

The bill's outline on 'isolation' is not clear except that it's more restrictive than quarantine. There is fear that members of public can be snatched from their family and be in isolation in a place that is against their rights as citizens.

With all the errors that the DOH has made, we are giving them the right to share confidential information about the patients? What if it was an error (again) and the patient is subjected to malicious threats and possibly injury and harm. We have rights as citizens to be protected.

HB-2502-HD-1

Submitted on: 6/24/2020 11:12:54 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Vinayak | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Dr. Vinayak

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Vinayak and I am a resident of the State of Hawaii in the County of Maui. My physical address is 143 Pauloa Pl, Kihei, HI [yourzip]. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well-protected freedoms would be necessary. According to the bill, and apparently, healthy individuals can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual’s health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty, and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 percent of the \$79,000,000 shall be transferred to a sub-account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 10:37:56 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Suzy Sanxter | Individual | Oppose | No |

Comments:

I strongly disagree with the contents of this bill!

HB-2502-HD-1

Submitted on: 6/24/2020 10:36:10 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lorene Godfrey | Individual | Oppose | No |

Comments:

I strongly oppose HB 2502. Please VOTE NO.

Although the COVID has been an extremely disruptive and sometimes scary disease, this fact does not demand such an extreme response of legislation that would affect ALL travel. Although the bill "gives the Director of Health authority to declare a public emergency", this is an extremely dangerous amount of power to be given to one person over all of the economy of the state. Yes, the bill is about testing, but it goes too far beyond that issue than is reasonable.

I agree that careful consideration is and will always be necessary to determine the right course of action to protect the public welfare. But this bill is brutal and almost tyrannical in its expression. Seeing that the Governor alone has the power to make emergency declarations, there is no reason to lock down another apparatus of safety by use of a legislative LAW. No reason to place Hawaii residents and visitors into an extreme inconvenience and "martial law" treatment without the general cooperation of the public as a viable response.

I do not support HB2502 and urge you to vote against it.

Let's not panic just because it seems like we must. Instead, wait. Until further developments in the next six months make such a radical and drastic law a necessity. Our economy and our people deserve to live quietly, in harmony, and in prosperity without fear of overbearing government restrictions.

Vote NO on HB2502. Thank you.

HB-2502-HD-1

Submitted on: 6/24/2020 11:15:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------------|---------------------|---------------------------|---------------------------|
| marie sophie lockhart | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:19:53 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| MELAINAH YEE | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Melainah Yee

DATE: Wednesday, June 2r, 2020

Good afternoon,

I am a resident of the State of Hawaii in the County of Hawaii]. . After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 11:20:03 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| matt hoyme | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:20:47 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Matt Ferris | Individual | Oppose | No |

Comments:

Good afternoon,

My name is Matt Ferris and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is in Kailua, Kona. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 11:21:25 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ashley Moffat | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 SD1. I do not agree that C19vax could be made mandatory for school children. Please uphold our constitutional rights!

HB-2502-HD-1

Submitted on: 6/24/2020 10:40:37 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jenna Wellein | Individual | Oppose | Yes |

Comments:

This bill is unconstitutional and takes away basic human rights, restricts travel, violates HIPPA laws. The language of the bill gives the government the ability to separate individuals this could include children. As a parent of a young child I will never allow anyone to separate my child from me for any reason. This is not ok.

I strongly oppose this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 11:21:34 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lysbeth Primacio | Individual | Oppose | No |

Comments:

As a United States citizen, I strongly oppose this bill due to the nature and degree of privacy violations. It also creates an open door to bypass the necessary and intentional process of checks and balances in the U.S. Government and Constitution.

Even in the event of a pandemic or emergency, the U.S. Constitution and the rights given to its citizens do NOT cease to exist. They exist to protect the citizens from government overreach and to ensure due legislative process is upheld.

HB-2502-HD-1

Submitted on: 6/24/2020 11:22:28 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Skyler Greene | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:22:52 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rum Yana | Individual | Oppose | No |

Comments:

Good afternoon,

My name is Rumi Yana and I am a resident of the State of Hawaii in the County of Kauai County. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and

undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 10:38:57 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Maria Rizzo | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:27:29 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Cameron | Individual | Oppose | No |

Comments:

The issues with this bill are so obvious I'm not sure it's even necessary to point them out, but I will make a couple of comments. This bill would essentially allow anyone to be detained, for any reason, for any time period, under the guise of "public health". Furthermore, the "tests" being used to test for "Covid-19" are completely unreliable, thereby making it an absolute certainty that people would be detained unjustifiably. Once detained such a person would be subject to any sort of treatment deemed necessary by those in charge. What if an individual has legitimate concerns about allopathic medicine and does not want to receive the often dangerous treatments provided? They would lose all rights and be subject to medical martial law. I for one would never set foot in Hawaii if this bill passes.

HB-2502-HD-1

Submitted on: 6/24/2020 11:27:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Janean Abbott | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:41:31 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alicia Wold | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:29:32 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| donnie mcgean | Individual | Oppose | No |

Comments:

I oppose this unconstitutional overreach by the Hawaii state government. The bill is so broad that someone with the seasonal flu could be forced into quarantine. On top of that you do not even need to be infected, just suspected. This bill's 5 year sunset is wrong.

I hope that rational people in government table this bill and never let it see the light of day.

HB-2502-HD-1

Submitted on: 6/24/2020 11:30:36 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Robyn Chung-Hoon | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:43:40 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Cam Cavasso | Individual | Oppose | Yes |

Comments:

Hello Folks,

Please hold this bill or at best re-phrase it to restore the authority for decisions and actions back to the elected official, Governor or LT Governor executive and Legislative branches. This bill in effect grants unchecked power to a few non elected officials based on subjective judgement.

To delegate such vast reaching unchecked authority to declare an emergency based on a non elected officials judgement with consequent drastic actions and orders by that appointed non elected official such as the Director of Health is a dangerous precedent.

This bill dances dangerously close to initiating a very real potential authoritarian dictatorship over the free citizenry of Hawaii.

This bill, as drafted, grants far too much power to override private persons, families and business citizenship rights guaranteed and protected by our US and State Constitutions, our traditions, and our freedom of choice..

Aloha,

Cam Cavasso

HB-2502-HD-1

Submitted on: 6/24/2020 11:32:26 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rebeca Zamora | Individual | Support | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:32:28 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Debra Bruening | Individual | Oppose | No |

Comments:

No to mandatory vaccines.

HB-2502-HD-1

Submitted on: 6/24/2020 11:33:00 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kimberly Atkins | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Kimberly Atkins, born and raised on the island of O'ahu.
DATE: Tuesday, June 24, 2020

Good evening,
My name is Kimberly Atkins, and I am a resident, who resides with my husband and three children, in the State of Hawaii in the County of Honolulu. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to

provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 11:34:06 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Misti Madden | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:34:28 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Leah Davis | Individual | Oppose | No |

Comments:

This bill is alarmingly vague in the amount of power it lends to DOH director Bruce Anderson.

"(5) Take other action as deemed necessary by the director to prevent, prepare for, respond to, mitigate, and recover from a serious outbreak of communicable or dangerous disease."

"(a) Whenever the director determines it is necessary to detect, prevent, prepare for, respond to, mitigate, or recover from the transmission of communicable or dangerous diseases by traveling members of the public, the department may, by order of the director:"

These statements essentially boil down to, "Bruce Anderson may do whatever he wants, whenever he wants," which will no doubt lead to the stripping away of our basic rights and freedoms.

I will NEVER consent to mandatory health screenings in order to travel and move about freely within this country or my own state. My health is my responsibility. My body holds all the wisdom necessary for health and healing.

Furthermore, the CDC has essentially proven itself incompetent in the monitoring and management of COVID19; I do not trust their statistics or their recommendations at this point, with regard to social distancing, wearing masks, and so on.

I strongly oppose HB2502.

HB-2502-HD-1

Submitted on: 6/24/2020 11:35:36 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| samantha Grossi | Individual | Oppose | No |

Comments:

This bill leaves too many loopholes and little checks and balances for the use of power it allows. This is incredibly knee jerk and not well thought out. Phrases that allude to by others means necessary must be replaced with specifics. It allows for civil liberties to be infringed upon at any time without the declaration of a state of emergency by the DOH which is dangerous. Again, where are the checks and balances? This is irresponsible.

HB-2502-HD-1

Submitted on: 6/24/2020 11:35:59 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ciarra | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:36:50 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brooke rodney | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Brooke Rodney

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Brooke Rodney and I am a resident of the State of Hawaii in the County of Maui. My physical address is ***** (redacted for privacy), Wailuku, HI 96793. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 11:37:16 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Eve Ikeda | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Diane Dunville

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Diane Dunville and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is (redacted for privacy), Princeville, HI 96722. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are deemed by the department to be at higher risk of infection, or at risk for spreading infection. However, it is not defined how the department would determine if an individual or group of people would be at a higher risk of spreading infection and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan. **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual right to life, liberty and the pursuit of happiness.

According to the bill, the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B-8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018-11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub-account in the tourism special fund to provide funding for a safety.

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 11:37:50 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| victoria sims | Individual | Oppose | No |

Comments:

I oppose madatory testing, tracking, quarantine and the UNSPECIFIED "other actions deemed necessary" that can be declared for travelers to Hawaii during a declared public health emergency with a fine of \$5,000.00 if one refuses.

I oppose this power to be given to the Director of DOH (instead of the governor) to declare and emergency WITH NO TIME CONSTRAINTS.

I oppose making the DOH exempt from Chapter 91 giving the DOH the permission to madate a C19 vaccine for all kids WITHOUT PUBLIC INPUT or going through legislature, as long as the emergency is declared.

I oppose -all testing and health info gathered to be NOT subject to subpoena, discovery, or introduction as evidence if one chooses to contest in court.

HB-2502-HD-1

Submitted on: 6/24/2020 11:38:10 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bethany Coupe s | Individual | Oppose | No |

Comments:

I very very strongly oppose this bill. This violates our fundamental values of governance from elected officials. The DOH is not an elected official and this bill is a violation of our constitutional rights,

Furthermore, this virus has a .26% mortality rate and the VAST number of people who get it recover. There is absolutely no reason for this bill to even be up for consideration and needs to be taken Off the table.

HB-2502-HD-1

Submitted on: 6/24/2020 10:43:52 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Andre Van loon | Individual | Oppose | No |

Comments:

Born and raised on big island . I disagree. Please allow us our rights . And keep your own ., as well as our generations to come

HB-2502-HD-1

Submitted on: 6/24/2020 10:44:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| judith carroll | Individual | Oppose | No |

Comments:

This bill HB2502 as written will give sweeping authority to the CURRENT UNELECTED DOH Bruce Anderson to declare a State of Emergency which gives him authority to enact many laws pertaining to Covid 19 testing, screening, quarantine, and isolation. First of all this should be a NEW DEPARTMENT. What qualifications does Bruce Anderson Have? These new and unprecedented rules and regulations are not in his current job description. He has not been vetted for this job. Bruce Anderson is NOT QUALIFIED, HE IS NOT A MEDICAL DOCTOR, he has no experience, he has lost confidence from the people of Hawaii because he cannot even speak well, cannot answer questions when asked, and is in general a poor DOH not up to the task of dealing with a Pandemic. We need a real qualified leader to make the RIGHT decisions concerning opening the state to tourism. This calls for smart thinking, and putting the RIGHT PEOPLE in charge of making these important decisions in attempting to open the state and seriously endanger the residents. I suggest forming a NEW DEPARTMENT for Covid 19 and putting a QUALIFIED Medical Doctor in charge of these serious new rules regarding quarantine, testing, tracing, scanning, isolating. I am opposed to the quick writing of this bill and the pushing it through without public testimony which CAN be done with Social Distancing. Please hit the pause button and re-think who needs to be in charge. It is not Bruce Anderson.

HB-2502-HD-1

Submitted on: 6/24/2020 10:44:58 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Diane Neuman | Individual | Oppose | No |

Comments:

Good Afternoon,

My name is Diane Neuman and I am a resident of the State of Hawaii (Big Island).I am writing my testimony in STRONG OPPOSITION to HB 2502 related to health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded well protected freedoms would b necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be...at higher risk of infection, or at risk for individual spreading the infection." However, it is not defined how the department would determine if an individual or group of people would be at a higher risk of spreading infection and the BILL does not provide for any burden of proof by the State or Department of Health to determine that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would all for perfectly healthy person to be remained to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection even though the peron is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguard specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be not limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that "Each individual quarantines shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individuals health plan." WITH THIS BILL, THE STATE COULD HOLD A PERSON OR FAMILY AGAINST THEIR WILL WITHOUT PROVIDING ANY PROOF THAT THEY ARE ACTUALLY A THREAT, WITHOUT ANY LIMITATION AS TO HOW LONG THEY COULD BE HELD, AND CHARGE THE INDIVIDUAL AN UNCAPPED AND UNDISCLOSED AMOUNT OF MONEY TO DO SO. This hardly seems in

accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so.

Thank you for hearing my testimony AGAINST HB 2502

HB-2502-HD-1

Submitted on: 6/24/2020 10:45:26 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Abigail Domen | Individual | Oppose | No |

Comments:

I strongly oppose!

Legislative Framework & Concepts: Safe Opening for a Safe Hawaii

UNITE HERE Local 5

- Part I: Getting Workers back to Work

#1. Worker recall and retention: Getting people back to work when the time comes means making sure there are jobs to go back to. (Income tax revenue vs. TAT revenue.) Staffing ratios and daily rm cleaning needed.

- The main value to Hawai'i in promoting tourism is the creation of jobs for our people which in turn provides our biggest tax base. We need to get our people back to work. Hotels/Other employers (can define by size) must be required to hire back to the pre-SARS-CoV-2 levels, adjustments can be made. For instance, in our hotels adjusted by the percentage by which occupancy falls below 100%. The same employees who worked there before the shutdown are the ones to be brought back by length of service.

- Part II: Public Health & Safety

#2. Enforcement: Public Engagement & Inspection rights.

- Employees and guests must be given the right to document lapses in compliance with adequate safeguards, including using their smartphones for proof.

#3. Incentivizing Employers to put forth adequate health & safety protocols for workers & consumers.

- If a worker gets sick – it should be presumed that it was based on the employer's negligence for not putting forth adequate health & safety guidelines to begin with.

- Workers compensation law needs to be amended so that employees in a workplace where the employer does not maintain adequate protective standards against SARS-CoV-2 and gets COVID-19 can go to court as well as filing a workers compensation claim.

#4. Transparency of Health & Safety protocols/Guidelines

- Each hotel and restaurant must develop a set of science-based safety standards to guard against the transmission of SARS-CoV-2 and submit these to the State Health Planning & Development Agency for approval. Once approved, the standards must be distributed in written and electronic form to all employees of the establishment and made available to all guests upon request.

- Part III: Addressing the Needs of Hawaii Workers

#5. Pay cobra/health care for those unemployed and/or direct stimulus to unemployed.

- Enable Hawai'i hospitality workers to keep their health insurance by the state paying their COBRA premiums.

- Workers also need to be covered by medical on the 1st day back to work not 30 days later.

- Unemployment insurance law needs to be amended to use the money Hawai'i got from the federal government to increase benefits, and to stop disqualification of senior and other susceptible workers who decline available employment where SARS-CoV-2 is likely to be present.

A few statistics regarding tax revenue arguments:

In FY2019, the State of Hawaii received 7.3% of its tax revenues from the TAT, and another 8.4% from GET attributable to visitor spending; together that totals 15.7% (~\$1.3 billion). In that same year, the State received 31.0% (\$2.57 billion) of its tax revenues from the Individual Income Tax.

On average, each of the 635,000 working people of Hawaii paid about \$4,045 in individual income taxes in FY 2019. On average, each visitor brings in about \$128 in state taxes (between the GET and the TAT) for the duration of their entire trip. What the State gets from each worker is 31x what it gets from each visitor, and that's before counting all the other sources of state tax income that come from individuals.

Additionally, we estimate that each of Hawaii's 1.4+ million residents paid about \$1,886 in GET in FY 2019.

* The GET figures above do not include county surcharges, which of course are passed through to the counties. Other taxes that are partly borne by residents are not included in the above - fuel taxes, motor vehicle taxes, cigarette and liquor taxes, conveyance, estate, unemployment insurance, etc.

#1

Recall Legislation: (focus on hospitality industry)

§394C-1 Findings and purpose.

The SARS-CoV-2 pandemic caused widespread economic dislocation in this state due to interruptions of normal enterprise activity through voluntary and government-ordered cutbacks and closures. Hundreds of thousands of workers in Hawai'i were unable to continue in their occupations during this time, particularly in our dominant hospitality industry. Although many received income from public and private sources to carry them through this crisis and prevent widespread destitution, these measures have necessarily been only temporary. What matters most for the recovery of workers and their families and for the state's economy as a whole is that they get back to work as they were before the crisis hit. Hawai'i hospitality-industry employers are required to bring back the same workers as before the pandemic, as their enterprises resume operation and restore their workforces as they are able. Some enterprises have been transferred to new ownership or relocated after employees were laid off. These changes should not defeat the right of employees to return to their former work.

§394C-2 Definitions. The definitions set forth in this section shall govern the construction and meaning of the terms used in this chapter:

(a) "Compensation" means an employee's average weekly earnings for the 12-month period immediately preceding the employee's last day of active employment with an employer, including wages or salary, payments to an employee while on vacation or on leave, allocated or declared tip income, bonuses or commissions, contributions or premiums paid by the employer for fringe benefits, overtime or other premium payments, and allowances for expenses, uniforms, travel or education.

"Director" means the Director of the Department of Labor and Industrial Relations.

(b) "Employer" means any person, including a corporate officer or executive, who directly or indirectly or through an agent or any other person, including through the services of a temporary service or staffing agency or similar entity, conducts an enterprise and employs or exercises control over the wages, hours or working conditions of any employee.

(c) "Employment site" means the principal physical place where a laid-off employee performed the predominance of the worker's duties prior to being laid off.

(d) "Enterprise" means any hotel, apartment hotel, motel, restaurant, institutional food service, or event center where food is provided, in this state which employs five or more employees.

"Hotel employer" means an employer that operates any hotel, apartment hotel or motel.

(e) "Laid-off employee" means any employee who was employed by the employer for six months or more in the 12 months preceding March 21, 2020, and whose most recent separation

from active service occurred after March 21, 2020, and was due to government shutdown orders, lack of business, a reduction in force or other, economic, non-disciplinary reason.

(f) "Length of Service" means the total of all periods of time during which an employee has been in active service, including periods of time when the employee was on leave or on vacation.

"Occupancy" means rooms sold, including rooms which are occupied by for which the guest is not charged, divided by rooms available for sale.

"Person" means any natural person, joint venture, joint stock company, partnership, association, club, company, corporation, business trust, or organization of any kind.

§394C-3 Right of recall. (a) A hotel employer shall recall to active employment the same number of employees in substantially the same classifications as the hotel employer's active workforce on March 1, 2020, adjusted by the ratio the occupancy of the hotel bears to 100%. A hotel employer must clean and sanitize every occupied guest room every day and must employ a number of housekeeping employees to ensure that this standard is met.

(b) An employer shall offer its laid-off employees in writing, to their last known physical address, email address and text number all job positions which become available after this chapter's effective date for which the laid-off employees are qualified. A laid-off employee is qualified for a position if the employee:

(1) held the same or similar position at the enterprise at the time of the employee's most recent separation from active service with the employer; or

(2) is or can be qualified for the position with the same training that would be provided to a new employee hired into that position.

The employer shall offer positions to laid-off employees in an order of preference corresponding to categories (1) and then (2) in the preceding sentence. Where more than one employee is entitled to preference for a position, the employer shall offer the position to the employee with the greatest length of service at the employment site.

(c) To qualify as a recall under this section, a laid-off employee must be offered a position in the same classification or job title with substantially the same employment site (subject to relocation as provided in subsection (f)), duties, compensation, benefits and working conditions as applied to the laid off employee immediately before March 21, 2020.

(d) A laid-off employee who is offered a position pursuant to this chapter shall be given no less than ten days in which to accept or decline the offer.

(e) An Employer that declines to recall a laid-off employee on the grounds of lack of qualifications and instead hires someone other than a laid-off employee shall provide the laid-off employee a written notice within 30 days identifying those hired in lieu of such recall, along with

all reasons for such decision and all demographic data the employer has about such new hires and the laid-off employees rejected.

(f) Laid-off employees recalled under this chapter shall be permitted to work for at least 30 workdays unless there is just cause for their termination, notwithstanding any other provision of law.

(g) The requirements of this chapter also apply in the following circumstances:

(1) The ownership of the employer changed after a laid-off employee was laid off but the enterprise is conducting the same or similar operations as before March 21, 2020;

(2) The form of organization of the employer changed after March 21, 2020;

(3) Substantially all of the assets of the employer were acquired by another entity which conducts the same or similar operations using substantially the same assets;

(4) The employer relocates the operations at which a laid-off employee was employed before March 21, 2020 to a different employment site within 25 miles of the original employment site; and

(5) Any combination of the circumstances described in paragraphs (1) through (4).

§394C-4 Retaliatory action prohibited. (a) No employer shall refuse to employ, terminate, reduce in compensation, or otherwise take any adverse action against any person for seeking to enforce his or her rights under this chapter by any lawful means, for participating in proceedings related to this chapter, for opposing any practice proscribed by this chapter, or for otherwise asserting rights under this chapter. This Section shall also apply to any employee who mistakenly, but in good faith, alleges noncompliance with this chapter.

(b) An employer refusing to employ, terminating or taking any other adverse action against any employee who has engaged in any of the foregoing activities within sixty (60) days preceding the refusal, termination or other adverse action shall provide to the employee at or before the time of the refusal, termination or other adverse action a detailed written statement of the reason or reasons for the refusal, termination or other adverse action including all the facts substantiating the reason or reasons and all facts known to the person that contradict the substantiating facts.

§394C-5 Enforcement. (a) This chapter may be enforced in a civil action in any court of competent jurisdiction brought by one or more employees for and in behalf of oneself or themselves and other employees similarly situated, or the employee or employees may designate an agent or representative to maintain action for and in behalf of all employees similarly situated, or brought in the name of the people of the State of Hawai'i by the Attorney General, the Director of the Department of Labor and Industrial Relations, or a county prosecutor.

(b) If the court finds that the employer has violated this chapter, the court may enjoin the employer from engaging in such violation, and order such affirmative action as may be appropriate, which may include, but is not limited to, reinstatement or hiring of employees, with

or without back pay including fringe benefits, or any other equitable relief as the court deems appropriate. Interim earnings or amounts earnable with reasonable diligence by the person or persons discriminated against shall operate to reduce the back pay otherwise allowable. Before interim earnings are deducted from lost wages, there shall be deducted from the interim earnings any reasonable amounts expended by the employee in searching for, obtaining, or relocating to new employment. The court may also order compensatory and punitive damages if the court finds that the employer engaged in the violation with malice or with reckless indifference to the requirements of this chapter, and treble damages on behalf of an employee terminated in violation of §394C-4 .

(c) If it is established that a laid-off employee exercised rights under this chapter or alleged in good faith that the employer was not complying with this chapter, and the employer thereafter refused to employ, terminated, demoted or otherwise took adverse action against the employee, and that action took place within sixty (60) days after such exercise, then a rebuttable presumption shall arise that the employer's action was taken violation of §394C-4. The employer must prove that the true and entire reason for the action was a legitimate business reason. The plaintiff may rebut the employer's asserted legitimate business reason by showing that it was, in fact, a pretext.

(d) If the plaintiff prevails in any legal action taken pursuant to this chapter, the court shall award reasonable attorney's fees, expert witness fees and costs as part of the costs recoverable.

(f) The Director shall create a system for receiving information about claimed violations of this chapter. The system shall enable the submission of information either in writing or electronically by any person purporting to have knowledge of the violation. The Labor Commissioner shall retain all information for a minimum of two years after submission and shall distribute promptly to the other public officers authorized to enforce this chapter information which shows probable cause to believe that one or more violations may have occurred within their respective jurisdictions.

§394C-6 Collective bargaining agreements. All of the provisions of this chapter, or any part of this chapter, may be waived in a bona fide collective bargaining agreement, but only if the waiver is explicitly set forth in the agreement in clear and unmistakable terms. Unilateral implementation of terms and conditions of employment by either party to a collective bargaining relationship shall not constitute, or be permitted, as a waiver of all or any part of the provisions of this chapter.

§394C-7 No waiver of rights. Except for bona fide collective bargaining agreements, any waiver by a worker of any or all of the provisions of this chapter shall be deemed contrary to public policy and shall be void and unenforceable. Any attempt by an employer to have a worker waive rights given by this chapter shall constitute a violation of this chapter. In order to protect the public welfare from the adverse effects of long-term mass unemployment and underemployment, this chapter may be enforced regardless of any waiver or release executed by a worker prior to enactment of this chapter unless barred from doing so by another provision of law. Any private agreement by which an intended layoff or termination for economic reasons is

relabeled a resignation or quit shall be disregarded under this chapter to the fullest extent permitted by law.

§394C-8 Coexistence with other available relief for deprivations of protected rights. The provisions of this chapter shall not be construed as limiting any person's right to obtain any other relief to which he or she may be entitled at law or in equity. Any standards relating to recall to work established by any applicable federal, state, or local law or ordinance, or any rule or regulation issued thereunder, which are more favorable to employees than the minimum standards applicable under this chapter, or any rule or regulation issued hereunder, shall not be affected by this chapter and such other laws, or rules or regulations, shall be in full force and effect and may be enforced as provided by law.

§394C-9 Severability. If any provision or application of this chapter is found invalid by a court of competent jurisdiction, the remaining provisions and applications shall remain in full force and effect.

#2

Enforcement: Public engagement

Notwithstanding any other provision of Hawaii Revised Statutes or any rule, principle or doctrine of the common law, it is lawful for a person to enter and remain on the premises of a restaurant or hotel for the purpose of ascertaining and documenting, including recording images by photograph, video camera or by any other means, whether the operator of the hotel or restaurant maintains and enforces adequate protection against the communication of SARS-CoV-2 to customers or the employees or independent contractors of the operator of the hotel or restaurant or of any entity operating an enterprise within the hotel or restaurant. No owner or operator of a hotel or restaurant or an entity operating an enterprise within the hotel or restaurant shall adopt a policy or rule forbidding such access, investigation or documentation, or restricting it to any time or place, except a policy or rule forbidding access by non-employees to non-public areas of the hotel, restaurant or other enterprise.

#3

Amendment to Workers Compensation Law:

§386-5 Exclusiveness of right to compensation; exception. The rights and remedies herein granted to an employee or the employee's dependents on account of a work injury suffered by the employee shall exclude all other liability of the employer to the employee, the employee's legal representative, spouse, dependents, next of kin, or anyone else entitled to recover damages from the employer, at common law or otherwise, on account of the injury, except for sexual harassment or sexual assault and infliction of emotional distress or invasion of privacy related thereto, [and COVID-19 contracted by an employee whose employer failed to maintain adequate workplace protections against exposure to the novel coronavirus](#), in which cases a civil action may also be brought.

§386-85 Presumptions. In any proceeding for the enforcement of a claim for compensation under this chapter it shall be presumed, in the absence of substantial evidence to the contrary:

- (1) That the claim is for a covered work injury;
- (2) That sufficient notice of such injury has been given;
- (3) That the injury was not caused by the intoxication of the injured employee; and
- (4) That the injury was not caused by the wilful intention of the injured employee to injure oneself or another.
- (5) [COVID-19 shall be presumed to have been proximately caused by an employer's failure to maintain adequate workplace protections against exposure to the novel coronavirus.](#)

#4

Transparency of Protocols/Guidelines:

Within 15 days of the effective date of this section, the operator of each hotel or restaurant shall develop a set of science-based safety standards to guard against the transmission of SARS-CoV-2. The standards shall govern the conduct of all employees, independent contractors, vendors and others performing services at the establishment, and of all guests, customers, invitees and other people who enter upon the premises of the establishment. The operator of the hotel or restaurant shall submit the standards to SHPDA for approval. Within 15 days after receiving the application, SHPDA shall inform the operator of any additional standards or information needed for the final processing of the standards. The operator shall furnish the requested standards or information within 10 days of the request. SHPDA shall approve or disapprove the standards within 30 days after they are submitted, or within 15 days after the date the operator supplies additional information SHPDA requested. Once approved, the standards shall be distributed in written and electronic form to all employees, independent contractors, vendors and others performing services at the establishment and made available upon request to all guests, customers, invitees and other people who enter upon the premises of the establishment. SHPDA shall include in its official website a list of all hotels and restaurants which have not submitted standards or whose standards SHPDA has disapproved. The list shall be organized by county. SHPDA shall show and provide a hyperlink to this list in the masthead of the splash page of the website. As used in this section, "SHPDA" means the State Health Planning & Development Agency.

HB-2502-HD-1

Submitted on: 6/24/2020 10:46:02 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| coriena macneil | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:46:47 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Allison Jucutan | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 11:40:37 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Meribeth Kekumu | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:40:54 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| cathy | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:41:00 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sofia H Wilt | Individual | Oppose | No |

Comments:

Many are aware these draconian measures are completely disproportionate to the actual risk for a virus that is less deadly - perhaps more contagious - than the common flu. That is verifiable science. It is the biggest powergrab of personal freedoms. This must stop.

HB-2502-HD-1

Submitted on: 6/24/2020 11:43:26 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| nancy wood | Individual | Oppose | No |

Comments:

After reading the proposed bill hb2502 concerning covid 19 travel laws, restrictions and penalties being able to be enforced by the dohealth I am testifying that I oppose this bill giving the director the right to make decisions regarding the tracking isolating, travelers and their families or companions at his/her own discretion. It gives too much power and does not protect citizens from out of control unsafe practices that they do not agree with. It seems absurd and tyrannical, I'll prepared and undefined. These decisions need to be handed by the governor upon approval of medical doctors and made completely transparent for the public.

if this is in the wrong section, please include it in the proper testimony location.

HB-2502-HD-1

Submitted on: 6/24/2020 11:43:27 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kestrel Sutton | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:43:29 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Craig Ikeda | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:43:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Erik Shimane | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

**Committee on Consumer Protection and Commerce
HB 2502 Relating to Health**

TESTIMONY IN OPPOSITION

TESTIFIER: Erik Shimane

DATE: Wednesday, June 24, 2020

Good Morning,

My name is Erik Shimane and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 673 Lawelawe Street, Honolulu, HI 96821. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may

actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

1. **\$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;**
2. **\$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;**

1. **Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;**
2. **Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”**

Thank you for hearing my testimony AGAINST HB 2502.

ERIK SHIMANE

HB-2502-HD-1

Submitted on: 6/24/2020 11:45:05 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|----------------------------|---------------------------|---------------------------|
| Ron Kline | Testifying for RK Ventures | Oppose | No |

Comments:

I am writing this testimony not in support of HB2502 HD1. This bill is put together with no science behind it. First off there is no proof that opening up Kauai to tourists would jeopardize the residence of Kauai. Many prominent doctors have spoken about the numbers of serious illness or death has been the result of this virus. Second. It has been proven over numerous studies that asymptomatic people with no fever cannot transmit the virus to another person. Finally the testing done is a PCR test which the inventor himself said this does not diagnose a viral disease and it's more of a probability test depending on how the test is set up. Without any science backed studies that show that a positive test really diagnoses a sick person with the virus then the test is not accurate and therefore it's discriminating to healthy people should it generate a false positive. Finally a simple screening of temperature could easily be enacted that would be much more of an accurate test of someone who might be contagious.

This bill is completely rushed through with no real science behind it and with the fact that this will do more harm to the tourism industry of Hawaii. It shows the people that the Hawaiian Islands is more interested in tracking and controlling who comes to the islands than actually preventing disease to their residents. I think this bill will absolutely kill the tourism industry to Kauai and I know that I will not be subjected to an inaccurate test and risk being deported back to my home or worse quarantined on the Island.

HB-2502-HD-1

Submitted on: 6/24/2020 11:46:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sharron Cushman | Individual | Oppose | No |

Comments:

I strongly oppose this bill as written as there is potential for abuse of power and continuing abuse of power. There is potential for the Dept. of Health and other agencies to implement actions not approved or condoned by the general public.

HB-2502-HD-1

Submitted on: 6/24/2020 11:47:10 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Monica | Individual | Oppose | No |

Comments:

I oppose these bill, because will affect our economy and our quality of life, taking opportunities to progress taking our rights to refuse medical practice.

Monica Avalos

HB-2502-HD-1

Submitted on: 6/24/2020 11:47:30 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------|--------------|--------------------|--------------------|
| Darci Frankel | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Darci Frankel

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Darci Frankel and I am a resident of the State of Hawaii in the County of Kauai. My physical address is 5-7132 Kuhio Highway, Hanalei Hawaii, 96714. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well-protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." *With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.* This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the

issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 percent of the \$79,000,000 shall be transferred to a sub-account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 10:48:30 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|----------------------------------|---------------------------|---------------------------|
| Peter Wood | Testifying for Sailing Maui Inc. | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

Inca Robbin

Peter Wood

Sailing Maui Inc. Owners

DATE: Wednesday 24, 2020

Good Morning,

Our names is Inca Robbin and Peter Wood, we are residents of the State of Hawaii in the County of Maui. My physical address is 14 C Hui Rd A, Lahaina, HI 96761. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does

not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing our testimony AGAINST HB 2502.

Sincerely,

Inca Robbin

Peter Wood

Sailing Maui Inc.

HB-2502-HD-1

Submitted on: 6/24/2020 11:48:31 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Katelynn Mika | Individual | Oppose | No |

Comments:

Aloha,

I oppose this bill!!!

Mahalo,

HB-2502-HD-1

Submitted on: 6/24/2020 11:49:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Cyrina Hewitt | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Cyrina L Hewitt

DATE: Wednesday, June 24, 2020

Good morning,

My name is Cyrina L Hewitt and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is 87-2669 Mamalahoa Hwy, Captain cook, HI 96704. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Electronic Signature: Cyrina L Hewitt

HB-2502-HD-1

Submitted on: 6/24/2020 11:49:33 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Michael Patrouch | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:50:41 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Eva Anderson | Individual | Support | No |

Comments:

Aloha. I am writing in support of HB2502 because Hawaii's emergency measures to protect public health are more important than people's concerns about their rights. Please don't jeopardize everyone's health by listening to the very few people complaining. Evidence has come out that 68% of the biggest anti-quarantine social media presences are bots trying to harm our whole country by encouraging the spread of this disease and mistrust in government. We need government desperately right now to protect our state. That's why I support this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 11:51:06 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Robert I. Hose | Individual | Oppose | No |

Comments:

I strongly oppose the HB2502 HD1 bill.

HB-2502-HD-1

Submitted on: 6/24/2020 11:53:27 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ivy Sarmiento | Individual | Oppose | No |

Comments:

If my family or myself have been self-quarantined at home all this time, we are not showing symptoms I believe that my family or I have the right to refuse this screening requirements without having to pay a fine of \$5,000. If my family or I feel that we've been exposed to a disease or COVID that we WILL take the necessary steps to reduce exposure to others and get the help we need. I do not believe this should be a requirement to get into public places or school. I believe that it violates our rights to our own health and bodies.

HB-2502-HD-1

Submitted on: 6/24/2020 11:53:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kayla | Individual | Oppose | No |

Comments:

I strongly oppose bill HB2502.

HB-2502-HD-1

Submitted on: 6/24/2020 11:55:13 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Letitia Reasoner | Individual | Oppose | No |

Comments:

To Whom it May Concern,

I am in opposition to bill HB2502 HD1. It goes against HIPAA privacy laws and must not be passed.

The HIPAA Privacy Rule

The HIPAA Privacy Rule establishes national standards to protect individuals' medical records and other personal health information and applies to health plans, health care clearinghouses, and those health care providers that conduct certain health care transactions electronically. The Rule requires appropriate safeguards to protect the privacy of personal health information, and sets limits and conditions on the uses and disclosures that may be made of such information without patient authorization. The Rule also gives patients rights over their health information, including rights to examine and obtain a copy of their health records, and to request corrections.

Thank you,

Letitia Reasoner

HB-2502-HD-1

Submitted on: 6/24/2020 10:49:32 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jennifer peterson | Individual | Oppose | No |

Comments:

Please honor our rights as US citizens as to what drugs and vaccines we choose to put in our bodies... MANY OF US HAVE BECOME VERY ILL FROM TAKING VACCINES IN THE PAST AND MANY HAVE DIED FROM THE EFFECTS OF VACCINES... I hope you will honor our HUMAN RIGHTS to choose our own freedoms when it comes to personal health.. The US was set up as a free nation, I hope we can continue to have that Freedom.

HB-2502-HD-1

Submitted on: 6/24/2020 11:55:42 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| lataya mortar | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 12:00:40 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Meloney Thill | Individual | Oppose | No |

Comments:

I very stongly oppose this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 10:49:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Leslie J. | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 12:03:30 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------|---------------------|---------------------------|---------------------------|
| Monique van den Hurk | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 12:04:02 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| nikoya | Individual | Oppose | No |

Comments:

I am against this bill because I do not believe that potentially requiring yet another vaccination for my child to get an education is right. I have family that cannot send their keiki to school BECAUSE they are not vaccinated. You are denying their human right with these laws. Children should be able to learn and not be denied because of a pharmaceutical requirement.

HB-2502-HD-1

Submitted on: 6/24/2020 12:04:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Mike Hough | Individual | Oppose | No |

Comments:

I would like to submit testimony in strong **opposition** to HB2502.

I understand that the early detection of communicable disease is important to stopping the spread of illness, however with questionable statistics presented as news from political parties it raises many questions as to its validity. We seem to be in a time when all news is questionable. When that happens I have to revert to basics, and the basics here for me are the Laws we live by, the Constitution, and the bill of rights. As worthy as these lock-downs seem to be to some, they do challenge our civil rights and appear to me to be clear violations.

Our civil rights, especially the ones relating to the integrity of our own bodies, our medical choices; vaccination & testing; being tracked; forced isolated; held against ones will; threatened with arrest and a steep fine with incarceration for not wearing a mask; being put into quarantine on house arrest; being forbidden to carry on our business by having our customers refused entry to our state, are very important issues that should not be taken lightly.

I for one believe that any clear violation of our human and civil rights is clearly unacceptable under our Constitution and up until now under the Hawaii Constitution. We cannot possibly be ready to create such a bill without carefully looking in-depth at every aspect of this proposal and exploring all possible human consequences.

Your duty as our State representatives and senators is to serve your communities and protect the people of Hawaii, not just from an almost invisible enemy like a virus but also holding our civil rights sacred. There are huge consequences here that must be explored at length before even attempting to craft legislation. Carefully consider the world that you're proposing to leave behind for your children and grandchildren to live in, we already know that someone will have to pay for the money being loaned to everyone and it may be many generations before that debt is cleared, we, however, will be long dead before there is light at the end of that tunnel...

Having an emergency system ready to act if necessary is a good idea, but it must surely work within our legal civil rights otherwise we're changing the course of our State from ALOHA to becoming a 'police state' where citizens have lost their most their right to

"Life Liberty and the pursuit of Happiness", which is valued in the United States above all else.

We have seen violence over Black lives matter, but all lives matter, and anything we do to jeopardize anyone's life liberty or prosperity, either from a health perspective or a financial perspective is important. Please stand up for all people's rights and not hide in fear of something that we each have a 0.5% risk of contracting at the very most. Look at the risk attached to having no income, and no value to our society, five people on Kauai have committed suicide since January, none have died of the virus. Yes, their death may be from drugs or a violent lifestyle, but the fear of not being able to support their family because of a law that controls you both from a financial perspective but also from a fear of arrest or incarceration with a stiff fine for refusing to wear a mask? That too will be a contributing factor. Mike Hough.

HB-2502-HD-1

Submitted on: 6/24/2020 10:50:23 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jennifer Goff | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 12:05:32 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Debra | Individual | Oppose | No |

Comments:

We the people of Hawaii have rights that are protected by the constitution of the United States of America. This legislation violates our rights, specifically our right to liberty, among other things.

HB-2502-HD-1

Submitted on: 6/24/2020 10:51:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bryce Ellory | Individual | Oppose | No |

Comments:

I strongly OPPOSE HB2502 HD1 with understanding its proposal is not only UN constitutional as according to and under the laws of our US constitution of, for and by the People, but under sovereign and universal law as entitled to every living being as a matter of personal and private choice as to what, when and how to enter substances into our own bodies, minds, and/spirits. These are the very inalienable rights each and every human is naturally, and legally, permitted in perpetuity and I stand in that truth, knowledge and sovereignty.

This bill defaces those inalienable God given rights and perpetuates an overreach of government mandate/control over sovereignty, freedoms and privacy established in our constitution and by Natural Law.

I invite, you, as policy maker/holder/propser personally consider your very own oath to uphold these rights toward right action for a free and just organization for and by the people and whether or not this bill upholds that deeper set of truths.

Sincerely~

Bryce Ellory

Maui resident

HB-2502-HD-1

Submitted on: 6/24/2020 12:05:32 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Estel Grover | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE this HB2502. It grants power from elected governor to unelected DOH!!

HB-2502-HD-1

Submitted on: 6/24/2020 12:05:52 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Laurel Anderson | Individual | Oppose | No |

Comments:

I strongly oppose this bill, there is so much wrong with this bill and not given adequate time for input from the people of Hawaii. With this bill authorizing an unelected public official to make decisions about the people of Hawaii is unacceptable as well as the majority of what's in this bill.

Regards, Laurel Anderson

HB-2502-HD-1

Submitted on: 6/24/2020 10:51:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mark White | Individual | Oppose | No |

Comments:

Aloha Committee Members,

As originally submitted HB 2502 was a bill trying to integrate workforce availability into public health decisions for rural areas of Hawaii.

However, the Senate's proposal SD1 to HB2502 is completely out of bounds constitutionally with our state and nation. This SD1 proposed version gives the DOH, a bureaucratic agency, the full power and authority of elected officials to proclaim emergencies. This gives an unelected agency the power to decide, implement and enforce law. That is tyranny.

Emergency declarations and the actions taken by government in response to public health issues are only to be advised by, not implemented by DOH. Only elected officials of any government should have this authority. It is unconstitutional for unelected officials at any level to take these types of controlling measures over the citizens of Hawaii.

SD1 is far too overreaching and too unconstitutional to be allowed to pass into law. Vote NO on HB2502/SD1 Proposal.

HB-2502-HD-1

Submitted on: 6/24/2020 12:06:47 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Judith I Ojukwu | Individual | Oppose | No |

Comments:

This proposal goes against my individual rights to privacy, in requiring mandatory testing, tracking and other factions that goes against my personal choices, which I do not agree with at all.

HB-2502-HD-1

Submitted on: 6/24/2020 12:07:44 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dr. Patricia Mather | Individual | Oppose | No |

Comments:

I strongly oppose this Bill. Far too many open-ended words and questionable practices to leave at the discretion of the DOH, Director.

This subject demands far more information and input from the larger community, including the medical community, before moving on to this committee. All procedures that are in place for greater review and investigation have been pushed aside by using this type of "Gut and Replace" maneuver.

Absolutely UNACCEPTABLE on a subject that has the potential for over-reaction and misuse.

I STRONGLY OPPOSE this Bill. Remember, you REPRESENT us, and this Bill and how it was manipulated does not Represent the people, since they have been cut out of the majority of the process, where more critical thinking takes place and greater opportunity for the People to speak and have voice in decision-making in their State, is made available.

Sincerely,

Dr. Patricia Mather

HB-2502-HD-1

Submitted on: 6/24/2020 10:53:36 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nina Arizumi | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 12:10:14 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| paulette harris | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 12:10:39 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Teresa Gochenouer | Individual | Oppose | No |

Comments:

This bill wil allow what would otherwise be illegal activity. It gives too much power to the Department of Health and gives no power to the individual citizens. It takes away individual liberty under the guise of being necessary in an emergence situation. It sets the government ready to criminalize citizens based on projections and/or false or partly true information, uses the police as their attack dogs and enforcers, all at the financial expense of the individual. It gives the government the opportunity to go too far while using the language that they are doing all this "for our safety" as it was used in history to control people. This bill encourages corruption at the highest level without any accountability to the people through the legislative process. This bill promotes an abuse of power and must be rejected. Vote NO!

HB-2502-HD-1

Submitted on: 6/24/2020 10:54:08 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| petra kleinert | Individual | Oppose | No |

Comments:

I absolutely oppose this bill!

HB-2502-HD-1

Submitted on: 6/24/2020 12:11:54 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| zoli wall | Individual | Oppose | No |

Comments:

I strongly oppose any kind of mandatory vaccination, especially for school children. While I understand that vaccines can be a lifesaving technology, the danger of rushed vaccines poses a very serious threat to the health of our communities. Every individual should have the right to decide whether or not to be vaccinated, as they have the right to bodily autonomy. Don't let the federal government use Hawaii as a guinea pig for the roll out of fascism!

HB-2502-HD-1

Submitted on: 6/24/2020 12:14:08 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Pamela Miller | Individual | Oppose | No |

Comments:

This bill should never even have been introduced. It give such extreme power to an un-elected bureaucrat is unconscionable and should not be considered. This bill reeks of unconstituationality! It is unjust, strips away individual privacy and eliminates our freedom as Americans. Please do not pass this bill.

Thank you,

Pamela Miller

HB-2502-HD-1

Submitted on: 6/24/2020 12:14:37 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kaimanu Takayama | Individual | Oppose | No |

Comments:

STOP with the fascist and tyrannical measures to control the people of Hawaii!

First, the Director of the Department of Health is an un-elected bureaucrat who should NOT have the powers being proposed in this bill, specifically the ability to force people to "isolate", releasing people's confidential information, or even potentially be vaccinated against their will.

Second, all of the proposed measures to track, control, quarantine, isolate, and fine visitors are completely unnecessary and overblown. Simply require anyone planning to travel to Hawaii to get tested BEFORE they fly to Hawaii and require travellers to provide a medical note verifying negative results BEFORE they board their flight.

Third, the data regarding infection rates and especially the severity of those who are infected do NOT support the imposition of such overblown measures, namely the constant wearing of masks and social distancing.

There are easier and more effective measures to protect the people of Hawaii but this isn't about protecting our health: it's about conditioning people to accept ever-increasing levels of control. This bill is grossly un-Constitutional and most likely illegal.

HB-2502-HD-1

Submitted on: 6/24/2020 10:54:34 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amanda Katzenberger | Individual | Oppose | No |

Comments:

This bill is an absolute farce. It seeks to undermine the authority of the governor and all other elected officials to maintain the health and safety of the residents of Hawaii. This bill reads as if it would give complete and total control to the Director and less control to the governor and other elected officials. Allowing the GPS monitoring of visitors, along with forced screening and testing is a complete violation of our rights as American citizens and it is wholly unconstitutional. Implementation of these restrictions is a violation of the Fifth Amendment which states: "The right to travel is a part of the 'liberty' of which the citizen cannot be deprived without due process of law under the Fifth Amendment." I absolutely, 100% oppose this bill in every capacity. It is an extreme overreach and an absolute slap in the face to every citizen of the Great state of Hawaii.

HB-2502-HD-1

Submitted on: 6/24/2020 12:15:10 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nadia Minter | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:55:19 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Chloe uhl | Individual | Oppose | No |

Comments:

HB2502_Testimony

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: chloe

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Chloe uhl and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is 74-860 iwalani pl kona. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined

how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may

include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 12:17:07 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Regina Gora | Individual | Oppose | No |

Comments:

This bill clearly violates our human rights and constitutional rights. it is stated in the 4th amendment: "the right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated" (unless there is a warrant based on probable cause). i do not give consent to giving the government any power to monitor our lives indefinitely.

HB-2502-HD-1

Submitted on: 6/24/2020 12:18:18 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Paul | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Paul Gotel

DATE: Wednesday , June 24, 2020

Good afternoon,

My name is Paul Gotel and I am a resident of the State of Hawaii in the County of Maui . My physical address is 1073 Nanihoku Place, HI 96708 . After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Yours Sincerely Paul Gotel

HB-2502-HD-1

Submitted on: 6/24/2020 10:55:34 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| WAI SUM | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Wai Sum and I am a resident of the State of Hawaii in the County of Kauai. My physical address is ***** (redacted for privacy), kapaa, HI 96746. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” *With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.* This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Aloha,

Wai Sum

HB-2502-HD-1

Submitted on: 6/24/2020 12:18:20 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sharon Schoonmaker | Individual | Oppose | No |

Comments:

Strongly Oppose HB2502

HB-2502-HD-1

Submitted on: 6/24/2020 12:18:48 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alaina Perun | Individual | Oppose | No |

Comments:

This is an overstep of government functions. This will deter people from traveling in and out of the state given the abtrusive measures that abandon personal choice and respect to their personal health.

HB-2502-HD-1

Submitted on: 6/24/2020 10:55:38 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Hugh Hale | Individual | Oppose | No |

Comments:

This Bill is unconstitutional and has been changed from the original Bill.

HB-2502-HD-1

Submitted on: 6/24/2020 12:18:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Go Paige | Individual | Oppose | No |

Comments:

The more shrewd among us will avoid travel to and within Hawaii if this passes. A person who is willing to sacrifice this much privacy for the smokescreen of safety is probably a person who is too preoccupied with quotidian drudgery to be conscious of--let alone monitor or push back against--such intrusive government interventions. I imagine, given such brazen disregard for people's privacy, you could do more to create health in your state by forcing your populace to provide sensitive medical information regarding their nutritional status, their BMI, and their cardiovascular health. Perhaps you could penalize people for their aberrant waist measurements and their high blood sugar. Thankfully this lies outside the sphere of what Americans originally agreed was within government's bailiwick. Government is not a doctor, a babysitter, or a hall monitor, and when asked, most Americans would summarily reject your foray into our travels, our lives, and our bodies.

HB-2502-HD-1

Submitted on: 6/24/2020 12:19:06 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amanda | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 12:20:38 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nerony Slade | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE HB2502 HD1!

HB-2502-HD-1

Submitted on: 6/24/2020 12:23:03 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Keora Cummings | Individual | Oppose | No |

Comments:

This is a violation of our constitutional rights. This goes against religious freedom.

HB-2502-HD-1

Submitted on: 6/24/2020 12:26:52 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Isabella Dagher | Individual | Oppose | No |

Comments:

Limitations rights if to contest in court due to the "acceptable" and very limited evidence that can be provided.

HB-2502-HD-1

Submitted on: 6/24/2020 12:27:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Linda Sansone | Individual | Oppose | No |

Comments:

I OPPOSE HB 2502 HD1 Too open ended and against bill of rights by and for the people.

HB-2502-HD-1

Submitted on: 6/24/2020 12:27:14 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------|--------------|--------------------|--------------------|
| Jerne' Willis | Individual | Oppose | No |

Comments:

HB2502_Testimony

State of Hawaii House of Representatives Committee on Consumer Protection and Commerce HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Jerné Willis DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Jerné and I am a resident of the State of Hawaii in the County of Hawai'i. My physical address is ***** (redacted for privacy), Pepeekeo, HI 96783. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation

as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent. I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department." I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 12:27:38 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brett Kulbis | Individual | Oppose | No |

Comments:

HB2502 SD1 is unconstitutional. This bill gives the DOH, an unelected bureacratic agency, the full power and authority to proclaim emergencies and perform enforcement without due process.

Emergency delcarations and the actions taken by govenrment in response to public health issues are only to be advised by, not miplemented by DOH. Only elected officails of any government should have this authority. It is uncosntitutional for unelected officails at any level to take these types of controlling measures over the citizens of Hawaii.

HD2502/SD1 is far to overreaching and unconsitutional, and should not be allowed to pass into law. I urge you to vote NO.

HB-2502-HD-1

Submitted on: 6/24/2020 12:28:25 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Steve Santos | Individual | Oppose | No |

Comments:

State Committee on Consumer Protection and Commerce HB 2502 Relating to Health
DATE: Tuesday, June 24, 2020

Aloha, my name is Steve Santos, I am a resident of the State of Hawaii in the County of Maui. After reading HB2501 and current testimony, I am writing my **testimony** in **STRONG OPPOSITION** to HB2502 related to Health.

With numerous personal freedoms removed, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the

Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also **deeply concerned** by, and **expressly object** to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also **expressly object** to the use of funds collected under the bill for **purposes** other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony STRONGLY OPPOSED TO AND AGAINST HB 2502.

Steve Santos

HB-2502-HD-1

Submitted on: 6/24/2020 12:29:11 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| erika chavez | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 12:29:18 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Candace J Hallett | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 12:29:53 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Marsia Honda | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1. We have the right as citizens, parents, individuals, to decide whether we want or don't want to be injected with something that is too new (C19vax) with little to no research backing up longterm health safety.

HB-2502-HD-1

Submitted on: 6/24/2020 12:32:17 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jennifer LoveJoy | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 12:34:25 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lindsay Barschaw | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 12:35:01 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| erin nelson | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 because it takes away my rights as a citizen of the USA. I should never be forced to do anything against my will, especially medically even in an government declared emergency. It is dangerous and gives too much power.

HB-2502-HD-1

Submitted on: 6/24/2020 12:35:59 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Robert Gurdison | Individual | Oppose | No |

Comments:

I oppose this proposed change of bill.

I have many family in Hawaii and want to take safe measures to protect them. HOWEVER, my interpretation of HB2502 is filled with implications that is not with a free community at mind. Mandatory unreliable testing kits, tracing that violates individual privacy, and open ended language such as, "other actions deemed necessary" that could have sever adverse implications to personal rights and freedoms.

Once freedoms are given up, they usually are not restored.

HB-2502-HD-1

Submitted on: 6/24/2020 12:35:59 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------------|---------------------|---------------------------|---------------------------|
| Shelley Oates-Wilding | Individual | Oppose | No |

Comments:

I am a human and this is against our human rights.

HB-2502-HD-1

Submitted on: 6/24/2020 12:37:19 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Elizabeth Slade | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 12:37:31 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| John B DeRego | Individual | Oppose | No |

Comments:

Opposed! Too much power in the hands of non-elected. Too much power to strip away constitutional liberties as American citizens. Too much power to decimate our economy as is happening right now.

HB-2502-HD-1

Submitted on: 6/24/2020 12:38:25 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Victoria Kaopua | Individual | Oppose | No |

Comments:

I strongly appose Bill HB2502 HD1

HB-2502-HD-1

Submitted on: 6/24/2020 12:38:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| John Scacco | Individual | Oppose | No |

Comments:

This is a bait and switch power grab for unelected bureaucrats - you can count on my opposition and a vote against anyone that supports or had a hand in this nonsense in the upcoming election.

HB-2502-HD-1

Submitted on: 6/24/2020 10:56:04 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Blair | Individual | Oppose | No |

Comments:

This bill is unconstitutional and, although well meaning to protect citizens health and well being, is too broad and undefined. There is too much potential for abuse and over reach by individuals, in this case the head of the department of health. America is not supposed to be a police state, even under duress of a global pandemic, we cannot allow due process and checks and balances to fall to the way side.

Our forefathers almost made medical freedom one of our inalienable rights. As we progress as a country, I wish more and more that they had. Please protect myself and your other constituents from unconstitutional laws like this.

Sincerely,

Blair Goldberg

HB-2502-HD-1

Submitted on: 6/24/2020 10:57:31 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| taylor florek | Individual | Oppose | No |

Comments:

I strongly feel this is a violation of not only our rights as American citizens, but also our god given rights to life, liberty, and the pursuit of happiness. This is the land of the free and the home of the brave and I am proud of that, I am grateful for that. This bill, these sanctions put in place already are imposing on our free will, on our individual freedoms. Please remember who you support while making this decision and how far we are regressing on our freedoms and the values and vision of our fore fathers. Thank you.

HB-2502-HD-1

Submitted on: 6/24/2020 10:58:05 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kirsten Eberly | Individual | Oppose | No |

Comments:

I am opposed to Bill#HB2502 because I deem the details and the protocols described as unconstitutional. This bill goes against people's free will of choice. There are other ways to implement safety in the public health sphere other than forcefully placing fear on people to get a vaccine and then fining them if opposed. To scare and manipulate people with a large sum fine is unnecessary. Instead of imposing people who live on the islands and travelers with "tracking" "possible vaccination" and "isolation" we can support, encourage, and lead by helping people with basic needs of cleanliness, immune support and health, proper social distancing measures, and more. The creation of a vaccine costs millions of dollars. We could easily use that money to support our local communities in becoming health conscious and to take care of our immune systems to become build resistance to covid-19. We can not force and implement a protocol that allows no public input. More so, the vague wording in the bill such as "other actions deemed necessary" is vague and not clear enough for our citizens to feel safe. We need direct clear wording, in fact it is necessary if the legislature and all public healths spheres are truly concerned about public safety. We must allow public input when creating new and revised bills. Finally, I am opposed to bill#HB2502 HD1 and I do not stand for it.

Sincerely,

Kirsten Eberly

HB-2502-HD-1

Submitted on: 6/24/2020 10:58:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Irena Vormittag | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:58:45 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bronson Stewart | Individual | Oppose | No |

Comments:

This bill, if enacted, would create law that is a gross constitutional over-reach of the State government. Additionally, it imposed unnecessary additional costs for the State/taxpayers to incur. This would result is essentially further overrun of the already overran budget. This is irresponsible at best and criminal upon personal liberties, at the worst.

Economic impacts are likely unmeasurable but negative. Regarding vaccinations, many parents along with myself will pull their children from the public school system. This will truly in reduction of federal funding causing even yet further budgetary problems. This is barring the fact that mandatory vaccinations are illegal and Unconstitutional.

There will be political hell to pay for those politicians who support this bill.

Reconsider.

HB-2502-HD-1

Submitted on: 6/24/2020 10:59:49 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------------|---------------------|---------------------------|---------------------------|
| Charles-Antoine Vallieres | Individual | Oppose | No |

Comments:

The wording of this bill gives subtle yet strong overreaching abilities to the Department Health to declare state emergencies (instead of our own Governor) with NO time constraints! This is extremely dangerous power to authorize in writing to a department that has already obviously failed to properly care for and support its people/citizens.

It also makes the DOH exempt from Chapter 91: meaning they could mandate a C19vax for all school kids WITHOUT public input or going thru legislature, as long as emergency declared.

This is the continuation of a controlling plan being carried out by unelected/unethical billionaires that are heavily invested in surveillance technologies, virus patents, + vaccines; people such as Bill Gates, Anthony Fauci, and the Rockefellers (just to name the tip of the iceberg).

I strongly advocate that you oppose this bill and take the time to research "Scenarios for Future Technologies and International Development". It was written/released in 2010 by the Rockefeller Foundation, and PDFs are available on google. If you are crunched for time jump to page 18 and see if the scenarios sound familiar to what we are currently seeing being played out globally and locally today. Please pay close attention to the language and word choice, while questioning the real motives.

Thank you for taking the time to read, listen, and process this information. And thanks in advance for opposing HB2502 ;)

Mahalo

-CAV

HB-2502-HD-1

Submitted on: 6/24/2020 10:59:55 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Cheryl rogers | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 12:40:25 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jason Pierce | Individual | Oppose | No |

Comments:

This bill is unnecessary and excessively intrusive. Please oppose.

HB-2502-HD-1

Submitted on: 6/24/2020 12:41:17 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Maria Arroyo | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Madhava Shakti Moe

DATE: June 24th, 2020

Good afternoon,

My name is Madhava Shakti Moe and I am a resident of the State of Hawaii in the County of Hawaii. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” *With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.* This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 12:41:45 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Barbara Vega | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 12:44:28 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Scot Thompson | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 12:45:32 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------|--------------|--------------------|--------------------|
| michael miller | Individual | Oppose | No |

Comments:

I urge our elected officials to strongly oppose this bill.

This bill proposal is a **governmental and administrative nightmare!** It **does not help or protect the people of Hawaii.** It's a total sham, part of a scam to control and take away our constitutional rights.

In Hawaii, so far we have been blessed with no riots, looting or big protests, but if this bill passes, you can rest assured it will happen here.

We have had to deal with so much economic and social loss already, and now this proposed bill will **cause our State to become a police surveillance State**, not a mellow laid back Hawaii people will want to live in or visit.

To control us and fine or quarantine and or track us, is government controlling with no accountability. Who elects the officials that can control our destiny and freedoms, to fine and imprison or quarantine us? The Dept of Health is NOT elected by the people.

For all travelers: Mandatory testing, tracking, quarantine, and leaves the door open to "other actions deemed necessary" during declared public health emergency.

\$5000 fine if you refuse their control, is not freedom!. Who will want to travel to Hawaii, whom has read these crazy DOH rules?

This bill also gives power to Director of Dept of Health (DOH), who are non elected officials, (instead of Governor) to declare emergency.... with NO time constraints.

Makes DOH exempt from Chapter 91: This means they could mandate a C19vax for all school kids WITHOUT public input or going through legislature, as long as emergency declared.

It adds a new term: "isolation" along with " quarantine", which is more severe. A "camp" perhaps?

All testing and health info gathered is not subject to subpoena, discovery, or introduction as evidence if you choose to contest in court. So if this bill passes, we, the people **will have no right to contest anything in this bill!**

Is this what we really want to trust our freedoms to the DOH?

Thank you for your service and wise consideration.

HB-2502-HD-1

Submitted on: 6/24/2020 10:56:04 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Blair | Individual | Oppose | No |

Comments:

This bill is unconstitutional and, although well meaning to protect citizens health and well being, is too broad and undefined. There is too much potential for abuse and over reach by individuals, in this case the head of the department of health. America is not supposed to be a police state, even under duress of a global pandemic, we cannot allow due process and checks and balances to fall to the way side.

Our forefathers almost made medical freedom one of our inalienable rights. As we progress as a country, I wish more and more that they had. Please protect myself and your other constituents from unconstitutional laws like this.

Sincerely,

Blair Goldberg

HB-2502-HD-1

Submitted on: 6/24/2020 10:57:08 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| shelby thomson | Individual | Oppose | No |

Comments:

This would be a travesty to our freedoms. I Oppose this Bill.

HB-2502-HD-1

Submitted on: 6/24/2020 12:47:10 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Henry boothe | Individual | Oppose | No |

Comments:

Aloha,

I oppose this bill as it is written.

Henry Boothe

HB-2502-HD-1

Submitted on: 6/24/2020 12:50:53 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dylan Johnson | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 1:03:45 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Terra | Individual | Oppose | No |

Comments:

No to more surveilance. No to government overstepping into my health.

HB-2502-HD-1

Submitted on: 6/24/2020 12:52:31 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| mario espino | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Mario Espino and I am a resident of the State of Hawaii in the County of Honolulu]. My physical address is 122 Kahako st kailua hawaii 96734]. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health.

It's a true misuse and abuse of funds.

Thank you for health my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 12:48:02 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Pamela Polland | Individual | Oppose | No |

Comments:

This is a TERRIBLE idea. Although I appreciate the idea behind the Bill is to keep Hawai'i safe, the threat of COVID 19 will eventually pass, and we do NOT need a *permanent law* that would restrict the travel of our family and friends. Whoever conceived of this law must not have relatives on the mainland, or maybe they think they can get special dispensation for their relatives. That is not fair to all who live in Hawai'i nei.

I STRONGLY OPPOSE HB 2502.

Thank you, Pamela Polland

Kula, Maui

HB-2502-HD-1

Submitted on: 6/24/2020 12:55:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| shaden flores | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 1:04:03 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Aдриenn K Yarbrough | Individual | Oppose | No |

Comments:

This would hurt rights and hurt tourism.

HB-2502-HD-1

Submitted on: 6/24/2020 12:57:22 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kimberly Davis | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 12:57:08 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Joey Montemayor | Individual | Oppose | No |

Comments:

I oppose / strongly oppose HB2502 HD1 and avoid any and all future mandatory vaccinations.

HB-2502-HD-1

Submitted on: 6/24/2020 1:04:34 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Stephanie Lyra Lin | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 12:58:25 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jerry boyd | Individual | Oppose | No |

Comments:

No, No, No This is a death bill. Do not approve.

HB-2502-HD-1

Submitted on: 6/24/2020 1:07:55 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Hannah Anderson | Individual | Oppose | No |

Comments:

There is not significant proof that vaccines, especially one as new as this one, keep us from getting sick. For example, the flu vaccine is less than 50% effective, and it is likely that this vaccine will not be very different. With all of the health risks involved, it is not right to require somebody to get a vaccine. Some of the healthiest people I know have never received any vaccines in their life. Thank you for considering the health and best interest of all people.

HB-2502-HD-1

Submitted on: 6/24/2020 2:00:42 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Meg Thomander | Individual | Oppose | No |

Comments:

I strongly oppose HB2502

HB-2502-HD-1

Submitted on: 6/24/2020 2:01:30 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Robert B. Smith | Individual | Oppose | No |

Comments:

I can not believe that a bill of such drastic measures is being put forth with so little notice to voters effected by it. The Director of the Dept of Health is not an elected official and should not be given such powers as should only be given to an elected official chosen by the people. This bill is in extreme over reach and draconian to say the least. You might expect this in the Soviet Union or China, but not here. In 2017, according to the CDC, the average monthly death rate in the USA from all causes is 250,000. It appears Hawaii has had 17 deaths in 4 months. It is hard to consider that an epidemic and one that causes such strict measures. According to the bill you can be sent away to forced quarantine based on a test. What happens when a single parent with several children is sent away. What about the spouse who is caring for the other. Who steps in to manage the children or the disabled spouse. Can you not see how that kind of power could be used against political opponents or anyone who dissents from the official view. You would just have to say their test was positive. We would be living in a totalitarian state. Many people I know would hate to see Donald Trump have that power. Can you imagine this law being on the books on a national level with that being the actual case. You are heading down a slippery slope if you pass this bill.

Sincerely,

Robert Smith

HB-2502-HD-1

Submitted on: 6/24/2020 1:10:33 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Penelope Larsen | Individual | Oppose | No |

Comments:

I purchased a home on Maui with the plan to move there in a year. With this legislation I may never be able to live my dream of being there or until then keep it rented. Please reconsider this.

Covid may be around and not really bothering us. It is more like the flu and we may all have immunity soon. It is important to have our jobs and homes and continue financially. This is all very drastic and such strong measures do not need to be taken at this time.Thank you.

HB-2502-HD-1

Submitted on: 6/24/2020 2:03:24 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Christy Ceraso | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: ()

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is () and I am a resident of the State of Hawaii in the County of Hawai'i. My physical address is:

After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

Most importantly, I submit that the Covid 19 virus has not been proven to exist, that the tests for it are 100% unreliable, and that this whole fraud has been designed and is being perpetrated to remove liberties and create more wealth and control in the hands of a few. If you, our elected officials, do not do your due diligence and understand this, expose it, and resist it on the behalf of the people who elected you, then you are being complicit in the fraud against the people.

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

With Aloha,

Christy Ceraso

HB-2502-HD-1

Submitted on: 6/24/2020 1:11:07 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Edward Madden | Individual | Oppose | No |

Comments:

This is Tyrannical. Strongly oppose. Love will win.

HB-2502-HD-1

Submitted on: 6/24/2020 2:03:38 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Courtney Peterson | Individual | Comments | No |

Comments:

Aloha-I am submitting testimony with regards to HB2502 SD1. Although there are many parts of this bill that I do agree with; I do not agree with any statements about releasing private information, forced isolation, inability to subpoena documents for court, or the ability for the DOH to mobilize the police and other security agents to enforce health directives. I do not think there should be a central power/decision maker when it comes to matters of the community. We have to approach things as a collective. Yes, we need a leader to guide us and provide recommendations but a not dictator.

Thank you for your time today, Courtney

HB-2502-HD-1

Submitted on: 6/24/2020 1:11:58 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rachael Soares | Individual | Oppose | No |

Comments:

I strongly oppose mandatory testing, tracking, quarantine, isolation, and "other actions necessary", or giving power to the DOH at any time, and I strongly oppose any mandated vaccines.

HB-2502-HD-1

Submitted on: 6/24/2020 2:04:25 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jeffrey King | Individual | Oppose | No |

Comments:

This and anything like this needs to stop. Open the state up with no restrictions now, this is tyranny!

HB-2502-HD-1

Submitted on: 6/24/2020 1:12:03 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jessica Talbert | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 2:04:43 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Daniel A. Kelin, II | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 1:14:35 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kelley Malloy | Individual | Oppose | No |

Comments:

I oppose this. I have visited Hawaii before for my brothers wedding. I hope to go again and would not want to be stranded incase they change things so it makes difficult to leave. Also for others as well. I have a lot of friends who plan to take a vacation to Hawaii. Thank you.

HB-2502-HD-1

Submitted on: 6/24/2020 1:16:24 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Talia Strong | Individual | Oppose | No |

Comments:

I am a resident of Hawaii who is extremely frustrated with how Governor Ige has handled our situation the past few months. Our freedom and rights have been stripped away left and right. I came to Arizona to visit my parents and have been separated from my husband for weeks because he can not afford to come here. He must stay in Hawaii and work and can not afford to miss TWO WEEKS to "quarantine" upon returning home to Hawaii. He feels stuck and feels he can never leave Hawai'i unless he somehow can afford to take at least 3 weeks off work. We do not approve of all the required monitoring and mandatory quarantine for all travelers coming into Hawai'i. It is hurting Hawai'i, not helping. None of our friends or family feel they can come visit and I will be welcoming a new baby to our family in January. I fear nobody will be able to travel to support me in a very difficult time. I also support vaccine freedom for all and cannot believe

HB-2502-HD-1

Submitted on: 6/24/2020 1:16:36 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rebecca Croydon | Individual | Oppose | No |

Comments:

I DO NOT CONSENT

HB-2502-HD-1

Submitted on: 6/24/2020 2:07:25 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Liwayway Ramos | Individual | Oppose | No |

Comments:

I oppose this bill as it is overarching. Passing of this will severely impact the economy and cause the livelihood of all businesses and residents.

HB-2502-HD-1

Submitted on: 6/24/2020 1:17:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| nicolas reese | Individual | Oppose | No |

Comments:

Do not allow mandatory vaccinations to our keiki . Do your duty to uphold the US constitution.

HB-2502-HD-1

Submitted on: 6/24/2020 2:07:33 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| stacy richards | Individual | Oppose | No |

Comments:

I support our current constitution...

This violates constitutional rights...

HB-2502-HD-1

Submitted on: 6/24/2020 1:17:29 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Liz Higgins | Individual | Oppose | No |

Comments:

Hello - As a frequent visitor and family member to residents in Hawaii, I am very concerned about this bill and it's overreach on mandatory testing, quarantine and tracking. These kinds of requirements are unprecented and fully unwarranted, even given the recent pandemic. I am particularly opposed to mandating medical procedures such as vaccines without informed consent. Please consider the negative consequences on children's lives. Thank you.

HB-2502-HD-1

Submitted on: 6/24/2020 2:10:14 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Derald Skinner | Individual | Oppose | No |

Comments:

Bad bill that yeilds too much power and control over our liberties!!!

Oppose HB2502

HB-2502-HD-1

Submitted on: 6/24/2020 1:17:29 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Keala Keo | Individual | Oppose | No |

Comments:

Aloha,

My name is Keaa Keo and I am testifying against bill HB2502 SD1 because I am strongly opposed to mandatory testing, mandatory vaccinations, mandatory anything in relation to my health. The wording in this bill is vague such as "other actions as deemed necessary". I do not agree with allowing the Department of Health the ability to impose quarantines without an emergency proclamation by the governor.

A person's health is worth more than gold we are told. And yet a person's health is very specific to each individual person. Making something mandatory when each person's health is so completely different and so fragile is wrong. Tomatoes are usually enjoyed by many and yet for my family it can be life or death with my children's allergy. Food much like vaccinations is information for your body. I have learned that each person's uniqueness makes making things "mandatory" extremely dangerous especially with a rushed vaccine over a virus such as COVID with a low death rate. My children's safety is put in jeopardy when government wants to make things mandatory. Please vote no for this bill and help me continue to protect my children.

Thank you,

Ke'ala Keo

HB-2502-HD-1

Submitted on: 6/24/2020 2:10:50 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nathan | Individual | Oppose | No |

Comments:

Our family opposes this bill. It is an infringement on our personal rights.

HB-2502-HD-1

Submitted on: 6/24/2020 1:17:31 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| andri qosja | Individual | Oppose | No |

Comments:

If a citizen contests for a court date, the limited evidence allowed does not support human rights and is against an American's birth right.

HB-2502-HD-1

Submitted on: 6/24/2020 2:15:27 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Cindy Stewart | Individual | Oppose | No |

Comments:

SB2502 should not become law for many reasons but the most obvious issues are the bill allows an UNELECTED bureaucrat to take over the economy, our livelihoods, our private health information, our parental rights, our freedom to associate, and our property rights. The bill applies severe fines for exercising our constitutional rights based on an very broad desription of what might constitute a state of emergency.

Please do not pass this extrordinarily bad bill that gives one unelected state employee potentially oppressive power over the people of our beautiful state.

Cindy Stewart

HB-2502-HD-1

Submitted on: 6/24/2020 1:18:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alexa Lasco | Individual | Oppose | No |

Comments:

I oppose HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 2:15:27 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|--------------------------------------|---------------------------|---------------------------|
| Paul Lubicz | Testifying for The Wellbeing Manager | Oppose | No |

Comments:

We strongly oppose HB2502 HD1 .

HB-2502-HD-1

Submitted on: 6/24/2020 1:21:11 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Zachary Kaufher | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Zachary Kaufher and I am a resident of the State of Hawaii in the County of Maui. My physical address is ***** (redacted for privacy), Makawao, HI 96768. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 1:22:40 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------------|---------------------|---------------------------|---------------------------|
| Joanna Maile Pokipala | Individual | Oppose | No |

Comments:

I oppose HB2502

HB-2502-HD-1

Submitted on: 6/24/2020 2:17:23 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Liz Buchter | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Liz Buchter

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Liz Buchter and I am a resident of the State of Hawaii in the County of Maui. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 1:22:58 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jo Alexander | Individual | Oppose | No |

Comments:

*This is a very Bad idea for the state of Hawaii!! Although I appreciate the idea behind the Bill is to keep Hawai'i safe, the threat of COVID 19 will eventually pass, and we do NOT need a *permanent law* that would restrict the travel of our family and friends. Whoever conceived of this law must not have relatives on the mainland, or maybe they think they can get special dispensation for their relatives. This is an ill conceived Bill and not fair to all who live in Hawai'i nei.*

I STRONGLY OPPOSE HB 2502.

Thank you, Jo Alexander

Wednesday, June 24, 2020

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
Testimony in the form of an Affidavit (Opposition)

Aloha and good afternoon,

My name is Wendy Hooper and I live on Maui, Hawaii. ~~My personal address is [REDACTED]~~
~~My phone number is [REDACTED]~~. After reading HB2502 and current testimony, this is my testimony in the form of an affidavit in **strong opposition** to HB2502 Related to Health.

I request and require you to provide a copy of the electron micrograph of the pure and fully characterized virus. Patent #US 10,130,701 B2 What is the name of the primary, specialist peer-reviewed paper in which the virus is illustrated and its full genetic information described? What is the name of the primary publication that provides proof that a particular virus is the sole cause of a particular disease? Because many of the legislative office holders do not have medical licenses and are not qualified to practice medicine, provide the names and titles and contact information of the professionals whose advice you are relying on to enact any legislation and especially HB2502. Do you consider COVID-19 to be a pandemic? I wish you to provide the definition you are using and the source. I further require the scientific evidence that the tests you are using can specifically identify COVID-19, as well as the rate of accuracy based on an unbiased, scientific, peer-reviewed study. What safeguards have you taken to test COVID-19 tests for contamination? Who are the sources for these tests and the cost for each? Based upon your unscientific and unverified published information on COVID-19 for deaths and positive test results and the current estimated population, what is the rate of positive cases for Hawaii? What is the rate of death based on the population of Hawaii? For those who tested positive, what is the death rate? Further, describe in detail why you believe these numbers should be accepted by others to be an emergency. What is the name of the primary, specialist peer-reviewed paper in which scientific, peer-reviewed, repeatable studies show evidence that quarantine, 6-foot "social distancing" and cloth face coverings, mandatory testing or any other recommended actions prevent the spread of COVID-19?

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who

may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of

the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

I find this bill and most others proposed and the continued flagrant waste of people's hard-earned “money” and disregard for individual rights of the people offensive to my core.

Who do you believe your statutes, rules, orders, proclamations, etc. apply to? Be specific and provide definitions. Do you believe everyone who lives on the land and soil of the Hawaiian Islands are your employees? The following is the County of Maui published organization structure from its website: <https://www.mauicounty.gov/DocumentCenter/View/116024/010-06-County-Organization> Please provide your definition for “Citizens of Maui County”. The following is the published organization structure for “THE STATE GOVERNMENT OF HAWAII”:
<https://budget.hawaii.gov/wp-content/uploads/2013/01/z-STATE-ORG-2013.pdf>. Please provide the laws and/or contracts that are evidence of your authority to make rules or “laws” that apply to anyone outside of your direct employment. Who do you believe is your employer? Do you believe that I am your employee?

I expressly object to you and your employees attempting to apply your rules and regulations to me in violation of my unalienable rights, bestowed by my Creator, not the corporate State of Hawaii or STATE OF HAWAII.

I wish for you to read my testimony in the form of an affidavit AGAINST HB 2502 out loud in your forum and on the record.

Much aloha and love to each and every one of you. I ask that you proceed with pono.

Without prejudice,

by: Wendy Hooper © All Rights Reserved
.....
by:Wendy Hooper© All Rights Reserved

by: Brett Hooper © All Rights Reserved
.....
Witness 1: by:Brett Hooper©All Rights Reserved

Jennifer Heagney
.....
Witness 2: by:Jennifer Heagney All Rights Reserved

HB-2502-HD-1

Submitted on: 6/24/2020 1:23:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sean Egan | Individual | Oppose | No |

Comments:

This is unacceptable for any state in the United States of America.

HB-2502-HD-1

Submitted on: 6/24/2020 1:24:20 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Makenzie Jensen | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 1:24:20 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Makenzie Jensen | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 2:17:27 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ciara Hunter | Individual | Oppose | No |

Comments:

I am opposed to Bill#HB2502 because I deem the details and the protocols described as unconstitutional. This bill goes against people's free will of choice.

There are other ways to implement safety in the public health sphere other than forcefully placing fear on people to get a vaccine and then fining them if opposed. To scare and manipulate people with a large sum fine is unnecessary. Instead of imposing people who live on the islands and travelers with "tracking" "possible vaccination" and "isolation" we can support, encourage, and lead by helping people with basic needs of cleanliness, immune support and health, proper social distancing measures, and more.

The creation of a vaccine costs millions of dollars. We could easily use that money to support our local communities in becoming health conscious and to take care of our immune systems to become build resistance to covid-19. We can not force and implement a protocol that allows no public input. More so, the vague wording in the bill such as "other actions deemed necessary" is vague and not clear enough for our citizens to feel safe.

We need direct clear wording, in fact it is necessary if the legislature and all public healths spheres are truly concerned about public safety. We must allow public input when creating new and revised bills. Finally, I am opposed to bill#HB2502 HD1 and I do not stand for it.

HB-2502-HD-1

Submitted on: 6/24/2020 1:28:10 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------|--------------|--------------------|--------------------|
| Spencer Lavea | Individual | Oppose | No |

Comments:

My name is Spencer Lavea and I am a resident of the State of Hawaii in the County of South Kohala. My physical address is 68-1739 Laie St, Waikoloa, Hi 96738. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constituion, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be...at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them from. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan."

With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the

Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to this bill, "the court may order the consolidation of claims where:(1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for the purpose other than public health. Per the Bill, "(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized; (3) \$16,500,000 will be allocated to the convention center enterprise special fund established under section 201B-8; (4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018-11; (A). Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii; (B) Of the \$79,000,000 allocated: (i) 1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub-account in the tourism special fund to provide funding of a safety."

This is my testimony AGAINST HB2502.

HB-2502-HD-1

Submitted on: 6/24/2020 2:18:56 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Aileen Ramos Acain | Individual | Oppose | No |

Comments:

Aloha,

I'm OPPOSED to this Bill, it is not in the best interest of the community and to our visitors. Also, this would negatively affect our economy and future visitors, or future residence. This does not make any sense, and is highly unconstitutional.

HB-2502-HD-1

Submitted on: 6/24/2020 2:20:09 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jennifer | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 1:25:43 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|------------------|--------------|--------------------|--------------------|
| Jessica Minshall | Individual | Oppose | No |

Comments:

Good afternoon,

My name is Jessica Minshall and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 1416 Ahuawa Loop, Honolulu, HI 96816 After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The

number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent. I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department." I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502

HB-2502-HD-1

Submitted on: 6/24/2020 2:20:11 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kendra S Murray | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 1:29:12 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Aya Classen | Individual | Oppose | No |

Comments:

Aloha from Kauai!

I would like to submit testimony in strong opposition to HB2502.

Though the early detection of communicable disease has emerged as something that is important to stopping an initial spread of illness, it raises many questions of civil rights violations.

Our civil rights, especially the ones relating to the integrity of our own bodies, our medical choices, vaccination, testing, being tracked, isolated, held against ones will, and put into quarantine house arrest, are very important issues that should not be taken lightly.

I for one believe that violation of our civil rights is unacceptable under the US Constitution and up until now under the Hawaii Constitution, and for good reason. We can not possibly be ready to create such a bill without carefully looking at every aspect of such a proposal and exploring all possible human consequences. Your duty as our State representatives and senators is to serve your communities and protect the people of Hawaii, and this includes holding our civil rights sacred. There are huge potential consequences here that must be explored at length before even attempting to craft legislation. Carefully consider the world that you're proposing to leave behind for your children and grand children to live in...

Having an emergency system ready to act if necessary is a good idea, but it must surely work within civil rights perimeters otherwise we're changing our course to becoming a police state where citizens have lost their most precious commodities, which are valued in the United States above all else.

HB-2502-HD-1

Submitted on: 6/24/2020 2:20:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Karanne souza | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 2:20:23 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Curtis Helms | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 1:31:28 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Tim Means | Individual | Oppose | No |

Comments:

Aloha Committee Members,

As originally submitted HB 2502 was a bill trying to integrate workforce availability into public health decisions for rural areas of Hawaii.

However, the Senate's proposal SD1 to HB2502 is completely out of bounds constitutionally with our state and nation. This SD1 proposed version gives the DOH, a bureaucratic agency, the full power and authority of elected officials to proclaim emergencies. This gives an unelected agency the power to decide, implement and enforce law. That is tyranny.

Emergency declarations and the actions taken by government in response to public health issues are only to be advised by, not implemented by DOH. Only elected officials of any government should have this authority. It is unconstitutional for unelected officials at any level to take these types of controlling measures over the citizens of Hawaii.

SD1 is far too overreaching and too unconstitutional to be allowed to pass into law. Vote NO on HB2502/SD1 Proposal.

HB-2502-HD-1

Submitted on: 6/24/2020 2:20:43 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-------------------|--------------|--------------------|--------------------|
| Richard B Maguire | Individual | Oppose | No |

Comments:

*This is a TERRIBLE idea. Although, I appreciate the idea behind the Bill is to keep Hawai'i safe, the threat of COVID 19 will eventually pass, and we do NOT need a *permanent law* that would restrict the travel of our family and friends. I also **OPPOSE GIVING THIS POWER TO THE DIRECTOR OF HEALTH! I STRONGLY OPPOSE HB 2502.***

Thank you,

Richard Maguire

Kula HI

HB-2502-HD-1

Submitted on: 6/24/2020 1:31:37 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Derek Biesheuvel | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 2:21:45 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Justin Havlick | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 1:32:36 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lindsay Nonnenmann | Individual | Oppose | No |

Comments:

I strongly opposed this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 2:22:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Maria Lopez | Individual | Oppose | No |

Comments:

I don't want to be tracked and vaccine

HB-2502-HD-1

Submitted on: 6/24/2020 2:23:55 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Colleen Cushman | Individual | Oppose | No |

Comments:

I am a 45 yr resident of the Big Island - 67 yrs young. I oppose the DOH becoming exempt from Chapter 91. NO ONE SHOULD MANDATE IMMUNIZATIONS WITHOUT PUBLIC INPUT OR LEGISLATURE. Requiring testing of the travelers will hurt our economy even more as much of Hawaii is dependant on tourism...but may be necessary. ISOLATION ?? along with quarantine - a camp??? NO to this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 1:36:56 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Phoebe Barouk | Individual | Oppose | No |

Comments:

To Whom It May Concern:

I am writing to oppose HB2502_SD1. I attempted to submit my testimony to the following website address and it appears it is not possible to do so. I attempted to create an online account on your website but in case my message has not reached you, here it is. I as a public servant, licensed in the state of HI, oppose HB2502_SD1. Please do not pass this bill into legislation because it does not represent the opinion of the democratic majority. Thank you for your time and consideration.

Sincerely,

Phoebe

Phoebe Barouk, RN BSN, IBCLC

HB-2502-HD-1

Submitted on: 6/24/2020 2:23:56 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Janell Y Y Beattie | Individual | Oppose | No |

Comments:

OPPOSE HB2052 HD1!

Open up our economy and stop the fear!

HB-2502-HD-1

Submitted on: 6/24/2020 1:37:31 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| susie pisano | Individual | Oppose | No |

Comments:

I STRONGLY do NOT support this.

I don't believe that unelected state officials should have this kind of power.

I don't think anyone should have to give up private property rights and submit to inspections of their home.

I don't like, AT ALL, the following. It seems to say the constitution is law, except sometimes we can do what we want.

"§325-L Construction and severability. (a) This chapter shall be liberally construed to effectuate its purposes; provided that this chapter shall not be construed as conferring any power or permitting any action that is inconsistent with the Constitution and laws of the United States, but, in so construing this chapter, due consideration shall be given to the circumstances as they exist from time to time.

(b) If any provision of this chapter or its application to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this chapter."

I don't like that there is really no right to contest. if you contest you still have to abide by this while you wait for court and then an unelected official or even a judge can deem you unfit for court.

I don't like that this unelected official can control how long you're in quarantine. If they deem you unfit they can keep you in. it takes away all recourse for our rights.

There is so much wrong with this in relation to our constitution it is unbelievable.

I SAY NO NO NO

HB-2502-HD-1

Submitted on: 6/24/2020 2:23:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| courtney gomez | Individual | Oppose | No |

Comments:

I oppose this bill. It is an over reach of power.

HB-2502-HD-1

Submitted on: 6/24/2020 2:24:40 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Lynn Tomsha | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Lynn Tomsha

DATE: Tuesday, June 24, 2020

Good afternoon,

My name is Lynn Tomsha and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is ***** (redacted for privacy), Kailua Kona, HI 96740. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, **solely on suspicion**, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” **and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.**

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. **There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.**

Additionally, **there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.**

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection,

preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 1:38:27 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Katherine Talbert | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 2:24:49 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kara Kearns | Individual | Oppose | No |

Comments:

I strongly oppose this bill. It is in violation of our constitutional rights! At no point should any government dictate what I do with my body and prevent me from traveling based on their beliefs that a vaccine is good for me and my family. I decide what goes in my body and I should not be punished for choosing not to vaccinate myself.

mahalo

Kara Kearns

HB-2502-HD-1

Submitted on: 6/24/2020 1:39:50 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Laura Miller | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1. I believe it is highly unconstitutional, invasive and eliminates our freedoms and restricts our rights as citizens. I believe it also puts the health and well-being of my family and children in danger and takes away my rights as a parent to decide what is best for my own children.

HB-2502-HD-1

Submitted on: 6/24/2020 2:25:07 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Celine Kitaoka | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 1:42:04 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Laurie Langton | Individual | Oppose | No |

Comments:

I strongly oppose this bill on the grounds that it is an extreme overreach of government and goes well beyond the intent of the authority and role of the Department of Health. The Director of the DOH is an appointed office, not an elected official and as such has little accountability to the people for his actions in this matter. This bill allows for determinations to be made without the federal government's or the governor's emergency proclamation.

I oppose the bill because it allows for the DOH to implement numerous actions based solely on their discretion and analysis of screening processes that has been proven to be unreliable. There are many cases of false positive test results and a number of reasons why a person's temperature may be elevated above 100.2 degrees. But with these small pieces of information a person can be detained, isolated, and quarantined as well as anyone living with or traveling with them. These acts of detention as well as forced medical testing are unconstitutional.

It is also highly concerning that there is so much vague language in this bill. It states 'it may apply to any and all travelers', 'it may apply to both arrival and departure points within the state', it may apply 'if there is, or is a potential for, an epidemic or serious outbreak of communicable or dangerous disease.' This is far too open-ended and leaves far too much power in the hands of this position. Who and what determines if there is a potential: Who determines what is dangerous? This current virus has only effected 0.00006% of the population of Hawai'i has slowed greatly and yet increasing restriction such as this are being proposed.

There has not been an increase in travel-related cases or much evidence at all of travel-related cases. These measures are extremely drastic and vague, dangerously uncontrolled, open-ended and unwarranted.

I implore the members to deny this bill as it is not shown to be necessary to increase the travel regulations at this time. Should it be deemed prudent at a later date the House MUST require any future proposed bill such as this to provide more detail evidence-based decisions and accountability.

In strong opposition, your constituent,

Laurie Langton

HB-2502-HD-1

Submitted on: 6/24/2020 2:26:25 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| laura soulei goe | Individual | Oppose | No |

Comments:

I strongly oppose this act as it is unconstitutional and unhealthy. The rights of the people come first. This bill not only takes the birth right us humans have of free choice in terms of our bodies and health, it also feeds into the big pharma agenda.

once again, I strongly oppose this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 1:42:10 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| caroline morris | Individual | Oppose | No |

Comments:

I don't want to be tracked

HB-2502-HD-1

Submitted on: 6/24/2020 2:27:51 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Suzanne Hobbs | Individual | Oppose | No |

Comments:

Govenor Ige,

Last year you wanted Hawaii to be a sanctuary state, with no consideration at all regarding the impact this would have on Hawaii residents. Now you are imposing far reaching government control over us citizens in the name of a virus that will never go away and will never kill as many people as your so-called experts claim.

HB-2502-HD-1

Submitted on: 6/24/2020 2:30:23 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Suzan Danforth | Individual | Oppose | No |

Comments:

The proposed measures are extreme and invasive, anti-constitutional and dangerous.

Please stop now, do not go down this road. I venementely oppose this bill.

You do not have the right to give away people's privacy and freedom of choice.

HB-2502-HD-1

Submitted on: 6/24/2020 1:43:24 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| K. Brown | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Kimberly Brown
DATE: Wednesday, June 24, 2020

Good Afternoon,
My name is Kimberly Brown and I am a resident of the State of Hawaii in the County of Maui . I am writing my testimony in FIRM OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to Bill HB 2502, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be...at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

Thank you for hearing my testimony AGAINST HB 2502.

Sincerely,

Kimberly Brown

Citizen of the United States of America

HB-2502-HD-1

Submitted on: 6/24/2020 2:30:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Georgia Butcher | Individual | Oppose | No |

Comments:

This is NOT a Communist Country and everything outlined in this Bill is completely against the U.S. Constitution! Stop trying to stomp on and take away citizen's rights! I completely oppose HB2502.

HB-2502-HD-1

Submitted on: 6/24/2020 1:44:35 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| ane takaha | Individual | Oppose | No |

Comments:

As i understand this bill it calls for permanent quarantine of visitors to the islands. While i agree that safely measures are necessary and should continue until there is a reliable vaccine or the pandemic is over - permanent drastic restrictions are not the answer. It would affect our economy in really bad ways. Thank you.

HB-2502-HD-1

Submitted on: 6/24/2020 2:36:06 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Naomi Melamed | Individual | Oppose | No |

Comments:

Aloha and thank you for careful consideration of our testimony,

This is the definition of Tyranny: "Oppressive power; especially : oppressive power exerted by government. "

HB2502 HD1 takes the power from the democratic process and puts it into the hands of the DOH.

This new version of HB2502 is EXTREMELY different than the previous version which was passed earlier in the session prior to COVID. It was about health care access in Hawaii in General!!!

I see this alteration being unethical. We want due process. We are awake and we are watching.

As this bill reads today, it fails to clarify very crucial definitions. "other actions deemed necessary" during declared public health emergency is extremely broad and the public is concerned. Our choices are at risk.

There are concerns with DOH essentially being rendered exempt from Chapter 91, again, the definitions are broad and our personal freedoms are at risk. We would like answers.

Finally, the new definition "isolation" in addition to "quarantine" is alarming, particularly to families who are concerned about their freedoms being taken away in terms of their living location. This is a time of great unknown and this bill does not empathize with citizens in regards to their future whereabouts during a pandemic as well as the ability to see their family or care for their home/land/other things that may depend upon them during a crisis situation.

Mahalo,

Naomi Melamed

HB-2502-HD-1

Submitted on: 6/24/2020 1:45:22 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Yaasika Quist | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Yaasika Quist

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is Yaasika Quist, and I am a resident of the State of Hawaii in the County of Maui. My physical address is ***** (redacted for privacy), Kihei, HI 96753. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony OPPOSING HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 2:37:32 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| yoav | Individual | Oppose | No |

Comments:

Aloha and thank you for careful consideration of our testimony,

This is the definition of Tyranny: "Oppressive power; especially : oppressive power exerted by government. "

HB2502 HD1 takes the power from the democratic process and puts it into the hands of the DOH.

This new version of HB2502 is EXTREMELY different than the previous version which was passed earlier in the session prior to COVID. It was about health care access in Hawaii in General!!!

I see this alteration being unethical. We want due process. We are awake and we are watching.

As this bill reads today, it fails to clarify very crucial definitions. "other actions deemed necessary" during declared public health emergency is extremely broad and the public is concerned. Our choices are at risk.

There are concerns with DOH essentially being rendered exempt from Chapter 91, again, the definitions are broad and our personal freedoms are at risk. We would like answers.

Finally, the new definition "isolation" in addition to "quarantine" is alarming, particularly to families who are concerned about their freedoms being taken away in terms of their living location. This is a time of great unknown and this bill does not empathize with citizens in regards to their future whereabouts during a pandemic as well as the ability to see their family or care for their home/land/other things that may depend upon them during a crisis situation.

Mahalo,

Yoav Melamed

HB-2502-HD-1

Submitted on: 6/24/2020 2:37:51 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Madeleine Sears | Individual | Oppose | No |

Comments:

Please do not do this!

HB-2502-HD-1

Submitted on: 6/24/2020 1:45:40 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Hart | Individual | Oppose | No |

Comments:

Stop the madness!!!!

HB-2502-HD-1

Submitted on: 6/24/2020 2:38:06 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-------------------------|---------------------|---------------------------|---------------------------|
| Patrick H.K. Asing, Sr. | Individual | Oppose | No |

Comments:

I OPPOSE THIS BILL!!! I VOTE NO!!!

HB-2502-HD-1

Submitted on: 6/24/2020 1:47:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Warren Cho | Individual | Oppose | No |

Comments:

Dear Senator Rosalyn H. Baker, Chair,

Aloha! I submit my OPPOSE position of the current Bill HB2502 from Mandatory Testing, Tracking, Quarantine, that leaves doors open to "other actions deemed necessary" during declared public health emergency. It is also unlawful, unethical to give power to the Director of Department of Health/DOH, instead of the Governor, to declare an emergency with NO time constraints. If you pass HB2502, it will make DOH exempt from Chapter 91: meaning they could mandate a COVID-19 Vaccination for all school children WITHOUT public input or go thru legislature as long as an emergency is declared.

This act of partisanship must not manifest into a tyrannical government status quo.

May your powers that are given to you be used in consideration of the people of Hawaii, our aina, and the safe and healthy future of our great people of this great state.

God bless you, in the name of Jesus,

Warren Cho

HB-2502-HD-1

Submitted on: 6/24/2020 2:38:10 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Holly Lewis | Individual | Oppose | No |

Comments:

Forcing vaccines on people is unconstitutional! We have a right to our religious beliefs.

I believe in testing. But not forced vaccines.

There has not been enough time to produce a safe and effective vaccine.

HB-2502-HD-1

Submitted on: 6/24/2020 2:38:23 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Debbie Trimboli | Individual | Oppose | No |

Comments:

You are rushing this through committee to pass a badly written piece of legislation. The decision should not be made by an unelected official. There are no time constraints. The actions include "other actions deemed necessary" which is a catch all for anything that they want!

HB-2502-HD-1

Submitted on: 6/24/2020 1:49:19 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Riana Calise | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1, I fear this is a slippery slope to medical fascism. This bill opens the door to mandated vaccines which are unavoidably unsafe and where there is risk there must be an option! This is unconstitutional we do not live in a communist country and we do not want to become one!

HB-2502-HD-1

Submitted on: 6/24/2020 2:38:39 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Gina Richmsnn | Individual | Oppose | No |

Comments:

This law is unbelievable!!! It is an absolute travesty and sounds alto like Nazi Germany, not a free state in a free country that abides by The Constitution of The United States!!!!

HB-2502-HD-1

Submitted on: 6/24/2020 1:49:37 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jason W | Individual | Oppose | No |

Comments:

Hawai'i State legislators--our elected representatives and defenders of the US Constitution,

Destroying a free and civil society for little to no concrete benefit is not what we should be doing. I would pose this question to you: How much freedom are you willing to lose and what do you think you are getting in return? If freedom is lost, you know we won't get it back. Thank you,

Jason Winnett, Black Sands, Puna

HB-2502-HD-1

Submitted on: 6/24/2020 2:40:12 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Daniel Aaron | Individual | Oppose | No |

Comments:

Hi,

As a long time leader and teacher in the realm of health, I absolutely do not consent to handing over decisions about my family's health to an unelected official.

I vehemently oppose such attacks on my sovereignty, which is beneath the dignity of the US, the principles upon which the US was founded, Hawaii is a great state who by equal measure lauds the values of autonomy and free thinking.

Sovereignty is our birthright, especially regarding our personal health.

Thanks,
Daniel

HB-2502-HD-1

Submitted on: 6/24/2020 2:40:29 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kenneth STEWART | Individual | Oppose | No |

Comments:

This bill puts unlimited power to control the State of Hawaii in the hands of the Director of Health, an unelected State employee, including control over the police! There are controls, no limits, and no accountability to anyone or anything. There is no oversight by elected officials, and of course no responsibility on their part.

The bill puts the burden on the individual to prove he/she should not be quarantined or locked up (as the Health Director deems), rather than the Director having the burden to show why he/she should be detained/isolated/quarantined/imprisoned.

And this law applies to all DOMESTIC travelers, which can be defined as anyone driving/walking/bicycling/bussing anywhere for ANY infectious disease, like the flu, or any other disease the Director wants. It is clearly a broad, ill-defined, unlimited, unconstitutional infringement on individual rights.

HB-2502-HD-1

Submitted on: 6/24/2020 2:40:51 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Daniel Moe | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Daniel Moe

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Daniel Moe and I am a resident of the State of Hawaii in the County of Hawaii. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Daniel Moe

HB-2502-HD-1

Submitted on: 6/24/2020 2:41:16 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Terry Mejia | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 2:41:37 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dustin Dillberg | Individual | Oppose | No |

Comments:

I oppose this bill

HB-2502-HD-1

Submitted on: 6/24/2020 1:50:42 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Songja Miske | Individual | Oppose | No |

Comments:

This bill violates Civil liberties. Using Tax money for faulty test is irresponsible and waste.

This bill sets back medical privacy protection laws to decades.

HB-2502-HD-1

Submitted on: 6/24/2020 1:53:30 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kyle coursey | Individual | Oppose | No |

Comments:

Strongly oppose

HB-2502-HD-1

Submitted on: 6/24/2020 2:45:34 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amanda Roppo | Individual | Oppose | No |

Comments:

I believe the vagueness of this bill, leaves too great of a measure of government control beyond the intended rights of our country's constitution. I oppose this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 2:46:17 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kelly Patterson | Individual | Oppose | No |

Comments:

This is not Constitutional!

HB-2502-HD-1

Submitted on: 6/24/2020 2:48:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dinah Napua Asing | Individual | Oppose | No |

Comments:

I OPPOSE #HB2502!!! I VOTE NO!!!

HB-2502-HD-1

Submitted on: 6/24/2020 2:49:08 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Chandra Fulton | Individual | Oppose | No |

Comments:

I Chandra Fulton oppose this Bill because it is taking away our rights. Why would we give the power to the Director of Health. There hasn't been enough time for others to vote on this.

HB-2502-HD-1

Submitted on: 6/24/2020 2:51:13 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bill Brizee | Individual | Oppose | No |

Comments:

I appose this bill

HB-2502-HD-1

Submitted on: 6/24/2020 2:52:09 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Linda West | Individual | Oppose | No |

Comments:

HB 2502 is ludicrous. What in the world is wrong with you? Are you proposing to shut down our State economy permanently?

There is no question that Co-Vid 19 is a serious health threat. But, so is the flu that kills over 60,000,000 Americans every year. Driving a car is also a serious health threat. The public needs to learn to tak precautions. However, the public should NOT be forced to take those precautions by a Government's control of it's citizens to the point that the entire economy of the State of Hawaii will be forever damaged. Who in the world will want to come to Hawaii for a vacation if there are "visitor police" who control entry, enjoyment, movement around our islands, and everything else associated with what should be a wonderful Hawaiian Vacation. Our economy is already in shambles. This bill proposes to damage our economy for generations to come.

You need to re-think this! This bill is REALLY bad.

HB-2502-HD-1

Submitted on: 6/24/2020 2:52:55 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| KRISTEN H MATSON | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 1:54:33 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Phil Yasuhara | Individual | Oppose | No |

Comments:

I oppose this bill because it is unconstitutional. It gives the Health Director the power to declare an emergency and powers to "isolate" or "quarantine" without due process.

PLEASE GIVE THIS A CONSTITUTIONAL SCRUB before proceeding because it WILL be challenged in court.

Thank you.

HB-2502-HD-1

Submitted on: 6/24/2020 2:52:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Gail L Ernstam | Individual | Oppose | No |

Comments:

Please do not do this; this will ruin our state.

HB-2502-HD-1

Submitted on: 6/24/2020 2:54:39 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lawrence R Lassek | Individual | Oppose | No |

Comments:

The Covid pandemic was completely misrepresented, cruelly manipulative which resulted in unconstitutional actions by the Hawaii Govenor. The rate of death at .26% from the CDC was half of inluenza. By making a bill that implements similar restrictions, you endanger the welfare of Hawaii citizens beyond the impact of a virus like Covid. Making mandatory restrictions without knowing what you are implementing is a criminal act which violates our rights to travel, assemble and due process. I STRONGLY URGE YOU NOT TO IMPLEMENT SUCH DRACONIAN RESTRICTIONS LISTED UNDER SB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 1:55:07 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amy Mahikoa | Individual | Oppose | No |

Comments:

I strongly disagree! This is unconstitutional.

HB-2502-HD-1

Submitted on: 6/24/2020 2:56:16 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rene Tiejema | Individual | Oppose | No |

Comments:

I very much oppose Bill #HB2502 especially as it pertains to the proposed SD1 for various reasons. No unelected official (i.e. the Director of the DOH) should ever have the power to solely declare a public healthy emergency and especially one that could be extended indefinitely to his/her discretion. The wording of this Bill is extremely vague and allows for mandatory testing, tracking, quarantine, and other legal language that leaves the door open to "other actions deemed necessary" during any declared public health emergency. Additionally, all testing and health information gathered is not subject to subpoena, discovery, or introduction as evidence if individuals so choose to contest this in court. Given these perimeters when tourists are made aware of this legislation, they will certainly think twice before visiting Hawaii. No matter how beautiful your state, tourists will not be so willing to give up their civil liberties for the sake of a "vacation". There are plenty of other beautiful destinations that do not require these risks assumed at the whim of an unelected health director. This legislation is ripe for future corruption.

HB-2502-HD-1

Submitted on: 6/24/2020 2:58:13 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mehrtash | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 2:59:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kellyanne Hess | Individual | Oppose | No |

Comments:

I oppose mandatory testing, tracking and quarantine during public health emergency.

HB-2502-HD-1

Submitted on: 6/24/2020 2:58:13 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|-------------------------------|-------------------------------|
| Mehrtash | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 3:02:16 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Michelle Kerr | Individual | Oppose | No |

Comments:

Dear Legislators,

As originally submitted HB 2502 was a bill trying to integrate workforce availability into public health decisions for rural areas of Hawaii. And this makes sense, however the amendments under SD1 proposed version gives the DOH, a bureaucratic agency, the full power and authority of elected officials to proclaim emergencies. This gives an unelected agency the power to decide, implement and enforce law. This is as bad as giving the DOE taxing authority. Neither the DOH nor the DOE are accountable to voters and this is a usurpation of power.

Emergency declarations and the actions taken by government in response to public health issues are only to be ADVISED by, not implemented by DOH. It is unconstitutional for unelected officials at any level to take these types of controlling measures over the citizens of Hawaii.

This is a serious over-reach by government and I urge you to vote NO on HB2502/SD1 Proposal.

Sincerely,

Michelle Kerr

HB-2502-HD-1

Submitted on: 6/24/2020 3:02:51 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------|---------------------|---------------------------|---------------------------|
| Mary Whispering Wind | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 3:03:36 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jemaa k | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Jemaa Kealoha

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is Jemaa Kealoha and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is ***** (redacted for privacy), Kilauea, HI 96754. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 3:03:40 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brian Murphy | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 3:04:19 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jennylee Harris | Individual | Oppose | No |

Comments:

On behalf of myself and my children, my family & friends,

I oppose on HB2502 HD1 in regards to COVID-19 mandatory vaccinations by CDC to have Hawai'i's DOE to in force every child to be vaccinated.

I am one of those parents with HEALTHY UNVACCINATED children that thrives daily because their immune systems aren't comprised by poisons and toxicity caused by vaccinations!

Every child is different it is a one for all and every child reacts differently causing major health effects, brain damage, autism and so much more!

NO ONE BUT PARENTS SHOULD HAVE THE RIGHT AND SAY TO WHAT WE DO WITH OUR CHILDREN!

There hasn't been enough testing on COVID vaccine for the general public!

I oppose this vaccination and it shouldn't be mandatory or shall a person be fined for a choice we have as Americans and our constitutional rights!!!

HB-2502-HD-1

Submitted on: 6/24/2020 3:05:41 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sue | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 3:05:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Katie Hitchcock | Individual | Oppose | No |

Comments:

As an American who frequency visits Hawaii for tourism, visiting friends, and soon for business, I appaled by these measures that are trying to be passed right under our noses.

First of all the power to declare an emergency should NEVER be in the hands of someone who has not been elected. Especially with NO time constraints! That creates scenarios ripe for corruptions and the ability to take advantage of a people without their consent or representation.

Mandating any of these measures are in direct violation of the Nuremberg Code - particularly mandating that children get a vaccine without public input or going through legislatures as long as an emergency had been declared... by an unelected person.... with no time constraints. Read that again. And again. Does that actually sit right with you? What kind of future are you creating?

AND there has been ZERO quality control of vaccines for the last 32 years - mandating vaccines is unlawful. Please reference US Case 1:18-cv-03215-JMF Document 18 Filed 07/09/18.

Please, Hawaii - shoot this bill down.

HB-2502-HD-1

Submitted on: 6/24/2020 3:05:56 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|------------------|--------------|--------------------|--------------------|
| Michael Silveria | Individual | Oppose | No |

Comments:

I strongly oppose this bill and the implications it allows in the power of a few individuals to have such authority over any individual rights. The writers and voters of this bill should immediately become educated in international laws adhered to by the United States in the signing of the Nuremberg Code - Among these were the Universal Declaration of Rights, Geneva Declaration and the Nuremberg Code.

If you the signatories of any bill that harms individual rights is found to willingly break these international and Human rights laws - you will be held accountable for any harm or damages done regardless of the words described in this bill to "protect" us from a propaganda virus that is not proven to be any worst than the common flu.

Antibody tests used to determine if people have been infected in the past with Covid-19 might be wrong up to half the time, the US Centers for Disease Control and Prevention said in [new guidance](#) posted on its website. Some tests may exhibit cross-reactivity with other coronaviruses, such as those that cause the common cold. This could result in false-positive test results. Some persons may not develop detectable antibodies after coronavirus infection. In others, it is possible that antibody levels could wane over time to undetectable levels. IgM and IgG antibodies are not present early in infection. Thus, serologic test results do not indicate with certainty the presence or absence of current or previous infection with SARS-CoV-2.

Why should such faulty tests be allowed to treat any individual like a criminal because of a false notion of a dangerous communicable disease such as Covid-19 antibodies, when the CDC itself states that testing is not very accurate or thoroughly understood.

"Everyone has the right to life, liberty and security of person... No one shall be subjected to ... inhuman or degrading treatment... Everyone is entitled in full equality to a fair and public hearing by an independent and impartial tribunal, in the determination of his rights... No one shall be subjected to arbitrary interference with his privacy, family, home or correspondence..." – <http://www.un.org/en/documents/udhr/>

"I WILL NOT USE my medical knowledge to violate human rights and civil liberties, even under threat..." – <http://www.wma.net/en/30publications/10policies/g1/index.html>

.
“**The voluntary consent of the human subject is absolutely essential.** This means that the person involved should have legal capacity to give consent; should be so situated as to be able to exercise free power of choice, without the intervention of any element of force, fraud, deceit, duress, over-reaching, or other ulterior form of constraint or coercion; and should have sufficient knowledge and comprehension of the elements of the subject matter involved, as to enable him to make an understanding and enlightened decision.” – <http://www.hhs.gov/ohrp/archive/nurcode.html> *

Informed consent may be defined:

.“Informed consent is a process for getting permission before conducting a healthcare intervention on a person... Medicine in the United States, take a more patient-centric approach to “informed consent.” Informed consent in these jurisdictions requires doctors to disclose significant risks, as well as risks of particular importance to that patient. This approach combines an objective (the reasonable patient) and subjective (this particular patient) approach.” – http://en.wikipedia.org/wiki/Informed_consent

.
Vaccination, like all prescription drugs, remain medical experiments (release to the public is considered the fourth stage of experiment and FDA withdraws or redefines about half the drugs it approves within five years due to the data from adverse reactions after public release. Dr. Gary Null shows that properly prescribed drugs cause hundreds of thousands of deaths every year in the USA: <http://www.webdc.com/pdfs/deathbymedicine.pdf>

HB-2502-HD-1

Submitted on: 6/24/2020 3:02:25 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------|--------------|--------------------|--------------------|
| Jolie Stewart | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Jolie Stewart

DATE: Wednesday, June 24, 2020

Aloha,

My name is Jolie Stewart and I am a resident of the State of Hawaii in the County of Honolulu My physical address is 45-530 Kuuipo Place, Kaneohe, HI 96744. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are deemed by the department to be at higher risk of infection, or at risk for spreading infection. However, it is not defined how the department would determine if an individual or group of people would be at higher risk of spreading infection and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan. With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individuals right to life, liberty and the pursuit of happiness.

According to the bill, the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individuals express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201Bâ€”8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018â€”11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a subaccount in the tourism special fund to provide funding for a safety.

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 3:07:20 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Russ Tiejema | Individual | Oppose | No |

Comments:

I was stunned to see HB2502 proposed as written, and want to voice my strong opposition to the means by which legislators in the great state of Hawaii are rushing forth a bill that could very well infringe upon the individual liberties of any person setting foot upon state soil. First, it is alarming that so much discretionary power - to both define a health emergency and then establish appropriate response mechanisms - should be vested with a single, unelected official. Second, the wording of the proposed law is vague to the point of giving undue latitude to said official to set policies which, at their core, could well be unconstitutional. And third, even setting aside the question of gross overreach with respect to personal freedoms, there is a meaningful economic aspect to be considered. As a case in point, I am a frequent traveler now planning to shift my family's leisure travel from international to domestic; we will very likely never visit HI again if this bill were to pass. I have numerous friends and colleagues who are periodic HI travelers and will take a dim view of this proposed action as well. Your state's reliance on tourism related tax revenues will be placed at risk.

HB-2502-HD-1

Submitted on: 6/24/2020 3:09:02 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Susan Fenton | Individual | Oppose | No |

Comments:

I oppose this bill. It is a violation of personal health confidentiality. I have just completed a 14 day mandatory quarantine upon arriving back home to Maui from the mainland. We traveled there for cancer medical treatment for my husband. This quarantine was totally unnecessary. We were gone for 2 weeks, on 5 different flights, 6 different uber car rides, 3 different hotel stays, condo stay, saw friends and family, and not only stayed healthy, but were healthy the entire 2 weeks of quarantine. We used common sense and washed our hands all the time. We do not need to be POLICED to take care of ourselves, and protect others. I have yet to see ANY statistics on numbers of people quarantined who actually became sick and then tested positive for covid. Please DO NOT pass this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 3:09:38 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Caleb Harper | Individual | Oppose | No |

Comments:

I believe this bill would be incredibly easy to exploit, if in the wrong hands. This is giving too much power to a select few people. I think it is too late to pass a bill as draconian as this. This bill being passed would push the United States of America into further oppression and authoritarianism, which, as a citizen of Hawaii, I do not approve. This bill affects governmental officials, too, nobody is exempt. This also removes several personal freedoms within the United States, which is guaranteed by the United States Constitution.

Thank you for reading my testimony.

HB-2502-HD-1

Submitted on: 6/24/2020 3:09:52 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Chris Jimenez | Individual | Oppose | No |

Comments:

This bill is irresponsible. Our system of government has checks and balances for a reason. This bill gives far too much power to a single, unelected person. It is irresponsible for any Hawaii legislator to vote yes for this bill, given that you are giving the head of the Department of Health the power to suspend the constitutional rights of Hawaii citizens for an unlimited amount of time (90 days plus unlimited extensions). Please vote NO on this irresponsible bill.

HB-2502-HD-1

Submitted on: 6/24/2020 3:10:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| David Ernstam | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 3:10:04 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kimberly | Individual | Oppose | No |

Comments:

I oppose this bill because it is an infringement of my liberties as an American citizen. America is built on a system of checks and balances, and we should never allow a non-elected position to have this much unchecked power. Please hold true to the constitution and remember we are a country that is founded on freedom.

HB-2502-HD-1

Submitted on: 6/24/2020 3:12:01 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kelsey | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 3:15:23 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Charles Hagerty | Individual | Oppose | No |

Comments:

This proposed bill is extremely vague which can lead to unintended consequences and wrongly forces an individual to give up their rights to a bureaucrat with no fair due process. Additionally the appeals process is absurdly slow and in practice will not correct the harm imposed on the individual. I am not a lawyer but I don't understand how the bill is even constitutional and creates a repressive government culture that is unhealthy and ripe for abuse and political manipulation.

HB-2502-HD-1

Submitted on: 6/24/2020 3:08:12 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|--|---------------------------|---------------------------|
| Brian Murphy | Testifying for PATIENTS WITHOUT TIME | Oppose | No |

Comments:

Aloha,

PATIENTS WITHOUT TIME does **OPPOSE** this bill, **HB2502**.

Please, always put the patient's rights first, and protect the rights of the poor and the disabled.

Mahalo,

Brian Murphy, Director

PATIENTS WITHOUT TIME

HB-2502-HD-1

Submitted on: 6/24/2020 3:16:07 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|------------------------|---------------------|---------------------------|---------------------------|
| Alejandro Alike Aleman | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: alejandro alika aleman

DATE: wednesday, June 24, 2020

Good afternoon,

My name is alejandro alika aleman and I am a resident of the State of Hawaii in the County of maui. My physical address is 55 Lepo pl. Haiku, HI 96708. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill, The Hawaiian homestead funding should also be used to put kanaka maoli in hawaiian homes not for other uses..

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 3:17:17 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| chezlani lee | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 3:17:30 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| lauren | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 3:18:14 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kathleen Douglas | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 3:18:21 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Winona | Individual | Oppose | No |

Comments:

I do not support HB2502 HD1

HB-2502-HD-1

Submitted on: 6/24/2020 3:18:29 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Peggy Schecter | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 3:18:32 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nohea Daliva | Individual | Oppose | No |

Comments:

As a born and raised lifetime resident of Japanese, Hawaiian ancestry, I strongly oppose this bill as it does not protect the constitutional rights or the democratic process of individuals who are to be subjected to the effects of enactment. There is no due process or check and balance of power or authority, as well as no individual options to decline "screenings" which is not specified or outlined as to the intrusiveness of said "screenings". Even giving the definitions at the end of the document, such as "Isolation", those given definitions are not satisfactory and leave large loopholes as to what constitutes specifics of given terminology used in this proposal. Where is the accountability, transparency and individual rights preserved? This is a gross attempt to leverage a crisis to government advantage to circumvent due process and discussion, taking into evidence factual science and studies which would lead to such actions taking place. There is no blanket solution when it comes to the protection, preservation and treatment of INDIVIDUAL health. EVERY single person is unique and different with numerous variables to consider when talking about health and safety. To treat an entire population under one type of treatment, medication, and system is devoid of intelligence. I propose that every single sponsor submit transparency statements that includes but is not limited to monetary endorsements from any and all agencies, companies and individuals, as well as listing the entire contractual competitors, proceedings, brokered deals, and personal or professional relationships. Transparency is paramount to ensuring a clean and honest process. Thank you for your attention to an individual who you have sworn to protect the constitutional rights of.

HB-2502-HD-1

Submitted on: 6/24/2020 3:18:48 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jesika H. | Individual | Oppose | No |

Comments:

I oppose this Bill. It is my Freedom of Religion that allows me to come together with numerous other believers of my religion in a building or place of worship to practice such things related to it. Please do not pass this bill. Mahalo

HB-2502-HD-1

Submitted on: 6/24/2020 3:19:06 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Wendy Marx-Cunitz | Individual | Oppose | No |

Comments:

As a taxpayer citizen of Hawaii, I strongly oppose this bill! It represents huge (and unnecessary) government overreach.

HB-2502-HD-1

Submitted on: 6/24/2020 3:19:22 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mariah Stambaugh | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 3:23:08 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| david crist | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 3:25:16 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Melissa | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 3:26:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jennifer Ferguson | Individual | Oppose | No |

Comments:

I strongly oppose HB205v02 HD1 on the grounds that allowing DOH to be exempt from Chapter 91, Administrative rule-making procedure, is blatant abuse of power. The bill is a violation of our Constitutional Rights. It is unconstitutional that the Director of Health can "take any action deemed necessary" as this phrase is too broad and gives too much power to an appointed official (not elected!). I oppose this bill as it allows sections 325-A of HB 2502, HD1, SD1 to automatically become interim rules, thus excluding all HI citizens from testifying or participating in the rule making process as required by Ch 91 and Chapter 201 M. This bill gives the DOH the sole authority to change the interim rules whenever they want through December 31, 2026 without public input which means that the DOH will have absolute power over our health, travel, school entry, and other state programs that will be affected by HB2502, HD1, SD1. Please uphold your oath to office, act accordingly, and protest this scared "land of the free", and do not let this bill pass.

HB-2502-HD-1

Submitted on: 6/24/2020 3:27:59 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Anne Allison | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives Committee on Consumer Protection and Commerce HB 2502 Relating to Health TESTIMONY IN OPPOSITION TESTIFIER: [yourname] DATE: Tuesday, June 23, 2020 Good afternoon, My name is Anne Allison and I am a resident of the State of Hawaii in the County of Maui. My physical address is 1215 S. Kihei Road, Suite O (redacted for privacy), Kihei], HI 96753. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health. The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms. Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility. Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual’s health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness. According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is

so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent. I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department." Sounds lilke Quantonimo Bay!!!!!! This is a very disasterous bill!!!!!! Please oppose! We are on a slippery slope to loose more freedoms.

HB-2502-HD-1

Submitted on: 6/24/2020 3:30:01 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Eva Shellabarger | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 3:30:14 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Judith M Frazier | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 3:30:43 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Paul Gonzales | Individual | Oppose | No |

Comments:

we're opposed to hindering our right to assemble for worship

HB-2502-HD-1

Submitted on: 6/24/2020 3:31:24 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Pam Ashburn | Individual | Oppose | No |

Comments:

This bill violates our constitutional rights in all aspects stated in the bill! You have to be absolutely an anarchist to support this bill, you should be ashamed it's even being introduced!!! You all are absolutely insane for supporting this bill, again this is violating our constitutional rights as us citizens, law suits will fly if this becomes law!!!

HB-2502-HD-1

Submitted on: 6/24/2020 3:31:30 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Wendy | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 3:34:26 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Carlina McCue | Individual | Oppose | No |

Comments:

The Covid-19 pandemic has created a constitutional crisis in our state and this bill will further infringe on those individual rights. Do not pass this bill!

Thank you.

HB-2502-HD-1

Submitted on: 6/24/2020 3:15:32 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Michael Burnham | Individual | Oppose | No |

Comments:

SD1 Proposed, Regarding Covid 19, Un-Constitutional. What is being measured with tests that are 30-80% False Positive?

HB-2502-HD-1

Submitted on: 6/24/2020 3:35:50 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Heather Meyers | Individual | Oppose | No |

Comments:

Hawaii is one of the beautiful places on earth. That it is part of the United States and has been part of the land of the free is one of the greatest reasons why it was such a popular place to visit before the lockdowns and over-controlling policing became policy. If these police-state tactics become law, travelers to Hawaii will basically be prisoners of the state which will destroy your appeal as a paradise (because prison is not paradise) and it will destroy your tourism industry. Why would anyone want to come and pay money into your tourism industry when they could go to somewhere that lets them be free to come and go unhindered. I promise, I will never come to some place that would treat it's visitors with such a hostile environment and policies and many many many other people will be disgusted with these policies that they will take their money elsewhere. Keep your islands part of the Land of the Free and the Home of the Brave.

HB-2502-HD-1

Submitted on: 6/24/2020 3:39:09 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Roberta | Individual | Oppose | No |

Comments:

I strongly Oppose this bill. Please condiser. Thank you!

HB-2502-HD-1

Submitted on: 6/24/2020 3:39:47 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|-------------------------------|-------------------------------|
| Sarah Hill | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 3:39:47 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------|--------------|--------------------|--------------------|
| Robert E Burton | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Robert Burton

DATE: Tuesday, June 24, 2020 @ 2:30pm

Good afternoon,

My name is indeed Robert Burton and I am a resident of the State of Hawaii in the County of Maui]. My physical address is 276 Hiolani Street (redacted for privacy), Makawao, HI 96768 After reading HB2502, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health. I understand that I missed the June 24, 2020 9:30am nevertheless I submit testimony now because I do not give consent for this bill to be passed by your committee!

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof

by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I expressly object to any wording regarding 'prophylactic treatment(s)' that may be interpreted by health official et al that I would be mandated to have a vaccine before leaving and/or returning to my Maui Hawaii home!

I expressly object to any screening technique e.g. Covid-19 test or other such diagnostic 'tool' except for non-contact thermal reading to see if my 'temperature' is elevated.

Finally, I expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 3:40:48 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Madonna Sisson | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 3:40:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|-----------------------|---------------------------|---------------------------|
| jean yamada | Testifying for Church | Oppose | Yes |

Comments:

Jesus loves you 

HB-2502-HD-1

Submitted on: 6/24/2020 3:43:18 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Meleana Taufouu | Individual | Oppose | No |

Comments:

I strongly oppose HB202 HD1, this is unconstitutional to my rights as an American citizen.

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Elana Jones

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is Elana Jones and I am a resident of the State of Hawaii in the County of Hawai'i. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 3:45:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| TOM DIGRAZIA | Individual | Oppose | No |

Comments:

Dear Reps. McKelvey, Creagan and Lee:

Please reject HB 2502 SD1 in its entirety.

First, the Bill--though technically not considered as such--is a “gut and replace” measure that on such an important topic bypasses normal House review processes and substantially reduces, if not effectively eliminates, citizen input.

Secondly, the proposed Bill abridges constitutional privileges guaranteed to citizens under the US and State constitutions. The Bill would allow the DOH to remove, quarantine and isolate individuals suspected or at risk of spreading infection. Among other things, the Bill does not define how the risk of spreading infection would be determined or provide due process protections for persons deemed at risk.

Nor does the proposed Bill define how long a person or family would be detained and isolated or how persons isolated would pay for the costs associated with their detention—given the dire economic circumstances faced by more than one-third of the State’s population.

For the above and other substantial legal and moral questions this Bill must be entirely rejected. A “gut and replace” response to the present and future infectious disease challenges to our State needs a thorough and systematic legislative review process that is transparent and allows for a meaningful dialogue among all of us citizens. In these challenging times, we must—especially those of you entrusted with representing and

protecting your constituents—be ever mindful of the longterm consequences of the legislative decisions made.

Mahalo nui loa for your attention to this matter.

Please respond to this email in a meaningful fashion and reject HB 2502 SD1.

In peace,

Tom

Thomas DiGrazia

Director, Peacemaker-Collaborative Lawyer/Counsellor-at-Law

Mediation Center-Windward Oahu

(808-262-0770)

HB-2502-HD-1

Submitted on: 6/24/2020 3:46:56 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Scott Douglas | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 3:47:23 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| melany mcangus | Individual | Oppose | No |

Comments:

This bill will impede on our civil liberties and give too much power to one individual. Governor Ige has already overextended his 60 days, and I believe he has handled this situation poorly.

HB-2502-HD-1

Submitted on: 6/24/2020 3:50:05 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Chaelena Stubbers | Individual | Oppose | No |

Comments:

I strongly oppose this bill. In no way should the people of the United States in the State of Hawaii to be subjected to, provider reporting, screening, testing, contact tracing, quarantine, and isolation of persons deemed by the department to be infected, at higher risk of infection, or at risk for spreading infection. It should be the people's choice to have these tests, quarantine, isolation, or tracing done, not the government's power to choose for us.

Thank you

HB-2502-HD-1

Submitted on: 6/24/2020 3:50:37 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nichole A. | Individual | Oppose | No |

Comments:

I strongly oppose this bill due to the vague wording and undetermined timeline giving power to a department that will not be held liable for any damages incurred. This is an over step of power from the government. Pulling people from their homes and forcing them into camps is remnant of the internment camps and should never be imposed on our people again. Why do we have to reach further than trusting our people to stay home when they are sick. If you can't build our trust then why would We the people trust you to have this power over us. Remember where we came from and lets never go back there.

HB-2502-HD-1

Submitted on: 6/24/2020 3:51:51 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kelsey V Wheeler | Individual | Oppose | No |

Comments:

Please do not take away my right to convene with my church family to worship Jesus.

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Michelle Estling
DATE: Wed., June 24, 2020

Good afternoon,

My name is Michelle Estling and I am a resident of the State of Hawaii in the County of Maui. My physical address isin Kihei, Hawaii. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to

render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 3:54:03 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Garrett Sisson | Individual | Oppose | No |

Comments:

Strongly oppose giving the dept of health director that power. Non-elected officials should not have that power.

HB-2502-HD-1

Submitted on: 6/24/2020 3:55:30 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Roscan Marquez | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Roscan B. Marquez

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is Mrs. Roscan Marquez and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 94-1479 Waipio Uka St. Waipahu, HI 96797. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease,

and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502

HB-2502-HD-1

Submitted on: 6/24/2020 3:55:47 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Clark Morgan | Individual | Oppose | No |

Comments:

I am strongly opposed to the provisions of this bill which will ultimately ruin the Hawaii economy and intrude on the individual rights of all citizens. Be aware this is not a dictatorship run by any state elected official or department of the State of Hawaii it is a government by the people. This bill is lunacy and an overreach by government into the private affairs and livelihood of our people. Stop this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 3:56:13 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| JASON D. GROODE | Individual | Oppose | No |

Comments:

Aloha Friends: I want to make it known that I, my wife, family and friends have a very strong opinion on even considering HB2502. What could you be thinking? Is your fear so great that you would consider removing our constitutional rights to impose a law that we will absolutely not abide with. We will also participate in the cost to take this law, if passed, to the Supreme Court for a ruling, and make every effort to remove from office anyone whose ideas of Freedom are so contrary to ours.

PLEASE do not pass this legislation...Jason D. Groode, Kihei, Maui, Hawaii

HB-2502-HD-1

Submitted on: 6/24/2020 3:57:30 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Andrew Pendleton | Individual | Oppose | No |

Comments:

Please vote NO on House Bill 2502 SD1.

It's excessive.

Application of such draconian measures should strictly be limited to a disease declared by WHO as a pandemic.

"Infectious disease" could imply many, many illnesses.

At best it should not be enacted for longer than 1 yr, not to 2026 . And then, lets see where the islands are.

Perhaps some 40-60% of the people I know on the north shore experienced many of the classic symptoms of the virus, from burning lungs or throat, unexplained shortness of breathe, etc. that either left them in bed for 1-3 wks while others experienced only mild conditions. The people included neighbors, high security top military retirees, medical practitioners, job site workers, cleaners. etc...The time frame was between late November and late February: all prior to available testing.

We seem to ignore the fact the very cruise ships with 20 plus confirmed cases unloaded 2,000 plus visitors weekly at Nawiliwili Harbor right up to late March. Shuttles brought the visitors to all parts of the island to pass thru all the shops & restaurants. Perhaps the islands' healthy outdoor lifestyle enabled people to minimize the illness?

Yes, I support temperature and virus testing for all visitors followed with quarantine with tracking bracelet for positive cases limited to 1 year.

What exactly is "isolation"? People should have the choice of hotel, home or a registered vacation rental provided they wear a tracking bracelet.

This is taking an horrendous toil on small businesses. North shore small business sales are down some 80-90% with no end in sight.

Mahalo for your consideration and all your hard work!

HB-2502-HD-1

Submitted on: 6/24/2020 3:57:31 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| amber schwieger | Individual | Oppose | No |

Comments:

This bill is a massive overreach of government. It is reprehensible to think something like this could be passed and allow the director of the DOH more control than the governor, senate or house who represent the people of Hawaii on such matters of vaccination, quarantine, or anything else that is a mandatory infringement on the sovereignty of a persons body. As a person who loves the state of Hawaii, I would no longer visit your state or use my travel business to book travel to you on behalf of my clients.

HB-2502-HD-1

Submitted on: 6/24/2020 3:34:38 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Margaret Horwatt | Individual | Oppose | No |

Comments:

I absolutely oppose this and the DOH, or any agency, should not, under any circumstances, be exempt from chapter 91.

HB-2502-HD-1

Submitted on: 6/24/2020 4:00:11 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kaila | Individual | Oppose | No |

Comments:

My name is Kaila and I STRONGLY oppose HB2502.

HB-2502-HD-1

Submitted on: 6/24/2020 4:01:03 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jennifer thompson | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 3:57:33 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| James Marquez | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: James R. Marquez

DATE: Wednesday, June 24, 2020

Good Afternoon,

My name is James R. Marquez and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 94-1479 Waipio Uka Street, Waipahu, HI 96797. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 4:04:05 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Shan | Individual | Oppose | No |

Comments:

Freedom of speech & religion...FIRST AMENDMENT!!

HB-2502-HD-1

Submitted on: 6/24/2020 4:04:30 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kevin Berresford | Individual | Oppose | No |

Comments:

I strongly oppose and will not support or condone in any way shape or form, this Bill or any Bill or measure that extends the governments already long arm of overreach.

HB-2502-HD-1

Submitted on: 6/24/2020 4:04:31 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| cathrine | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 4:04:33 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lori Aipoalani | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1

HB-2502-HD-1

Submitted on: 6/24/2020 4:06:18 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| alyandina | Individual | Oppose | No |

Comments:

This goes against my freedom and my Constitutional rights.

i want the freedom to say what goes into my body and into my children's as well.
This is my body!!!This is my rights!!

HB-2502-HD-1

Submitted on: 6/24/2020 4:07:26 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|--|---------------------------|---------------------------|
| Lurline K Manalo | Testifying for Ka Lei Papahi Kakuihewa | Oppose | No |

Comments:

My name is Lurline Kahele Manalo, I'm a resident of Hawai'i County of Honolulu. My Physical address is 2070 9th Ave, Honolulu, HI 96816. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health. The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be...at higher risk of infection, or at risk for spreading infection.

HB-2502-HD-1

Submitted on: 6/24/2020 4:07:52 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|--|---------------------------|---------------------------|
| Annie Tuatagaloa | Testifying for Calvary Chapel Pearl Harbor | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 4:08:09 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mary | Individual | Oppose | No |

Comments:

I strongly OPPOSE the Proposed bill HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 4:08:10 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Catherine Clark | Individual | Oppose | No |

Comments:

This bill is unconstitutional and I oppose it!

HB-2502-HD-1

Submitted on: 6/24/2020 4:09:44 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Wailani | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 4:12:17 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| heidi hall | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 4:12:30 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jody | Individual | Oppose | Yes |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 4:13:44 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---|---------------------------|---------------------------|
| Rhonda Placourakis | Testifying for Tristar Restaurant Group | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 4:14:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dee Ann Louis | Individual | Oppose | No |

Comments:

The bill should include temperature testing for travelers, but not tracking. A person should be tested for Covid-19, if a high temperature is detected. If they test positive, then quarantine, with daily testing. Sometimes, a false positive is received, so daily test until a negative result is received. The DOH can spearhead the operation, in cooperation with the Legislature and Governor's office. DOH should not have ultimate authority...please follow the Constitution!

HB-2502-HD-1

Submitted on: 6/24/2020 4:15:16 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Wailani Kanekoa | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 4:17:56 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Erin Macklin | Individual | Oppose | No |

Comments:

I strongly oppose this assault on our Constitutionally guaranteed rights. The government has NO right to impose a quarantine or isolation upon an individual simply for traveling while sick. There is no state of emergency that I would believe gives anyone in government the right to restrict movements of a citizen, or to track their movements, to the degree written, or to fine them for refusing a test of health, or refusing to be tracked. I am also in opposition because it is a clear violation of health privacy laws. I also oppose because it infringes on a parent's right to decide what is best for their child, by possibly mandating a vaccine if an 'emergency' is declared. You have no right whatsoever to decide that. I oppose because the DOH is not an elected official and should not have the power to declare an emergency at all, that power should stay with the governor or the POTUS, and no one in government should have the power to do so with an unlimited timeframe. And finally because none of the information gathered if this horror of a bill should pass, should be kept secret, and should be able to be subpoenaed as deemed necessary by an attorney or court. This bill has been completely hijacked from its original intent, and you should all be ashamed of yourselves for trying to pass this in this manner.

HB-2502-HD-1

Submitted on: 6/24/2020 4:18:04 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|-----------------------------------|---------------------------|---------------------------|
| Rose Garcia | Testifying for Liberty for Hawaii | Oppose | No |

Comments:

RE: SB1,PROPOSED DRAFT FOR HB2502:

WE OPPOSE THIS MEASURE AS WE FEEL IT IS TOO INVASIVE OF OUR INDIVIDUAL FREEDOM AND RIGHTS BECAUSE IT INTERFERES WITH OUR PRIVACY AS IT ALLOWS GOVERNMENT TRACKING/ "TRACING" SURVEILLANCE, A TYPE OF TECHNO "SEARCH & SEIZURE" AND UNLIMITED BROAD CONTROL OF OUR PERSONAL LIVES..

HB-2502-HD-1

Submitted on: 6/24/2020 4:18:13 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mitch Douglas | Individual | Oppose | No |

Comments:

My father has just recently spent a large proportion of his retirement which he has saved for his entire life on a condo on Maui. This bill will destroy any return on his investment! This is unamerican and cannot go through!!!

Below is just a few more reasons as to why this needs to be stopped.

HB2502 SD1 MUST be STOPPED!

This is a “ gut & replace” bill! Legal in Hawaii. They took a completely different bill, that had ALREADY passed several House committees earlier before COVID shutdown, gutted the language, added this nightmare, and carried on to next committee in June 2020. It’s a total sham!

For all travelers: Mandatory testing, tracking, quarantine, and leaves door open to “other actions deemed necessary” during declared public health emergency.

\$5000 fine if you refuse.

Gives power to Director of DOH (instead of Governor) to declare emergency.... with NO time constraints.

Makes DOH exempt from Chapter 91: This means they could mandate a C19vax for all school kids WITHOUT public input or going

thru legislature, as long as emergency declared.

It adds a new term: "isolation" along with "quarantine", which is more severe. A "camp" perhaps?

All testing and health info gathered is not subject to subpoena, discovery, or introduction as evidence if you choose to contest in court!!

HB-2502-HD-1

Submitted on: 6/24/2020 4:20:33 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Takako | Individual | Oppose | No |

Comments:

I strongly oppose this bill as I feel my rights will be taken away. I am opposed to the vaccine and do not want to be forced to do something of which I am opposed.

HB-2502-HD-1

Submitted on: 6/24/2020 4:01:59 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Forrest Mason | Individual | Oppose | No |

Comments:

This is literally taking away our rights as a people! The fact that this could even be potentially passed just proves how far we are getting away from actual humanity in itself.

HB-2502-HD-1

Submitted on: 6/24/2020 4:25:18 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sarah Strubhar | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 4:26:09 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| melinda villanueva | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 4:27:13 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mary Groode | Individual | Oppose | No |

Comments:

We must protect Hawaii from Covid 19. We may have to lengthen the time we are requiring quarantine. However WE MUST NOT make this a permanet law. We must not force anyone to have vaccinations. We live in America.

Fear should not drive us to make decisions that we will regret.

Sincerely,

Mary Groode

HB-2502-HD-1

Submitted on: 6/24/2020 4:28:59 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kamery A Lee | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 4:33:52 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| ofa | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Ofa Ofa

DATE: Wednesday, June.24, 2020

Good afternoon,

My name is Ofa Ofa and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 84-738 Farrington Hwy, Waianae, HI 96792. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Ofa Ofa

HB-2502-HD-1

Submitted on: 6/24/2020 4:34:54 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|----------------------------|---------------------------|---------------------------|
| Rocky LaRocco | Testifying for Non- profit | Oppose | No |

Comments:

This is not what my family has fought for. This violates so many freedom acts, it should be illegal to mandate such a law. I have a vote of over 100 people to oppose this bill.

Rocky A. LaRocco

HB-2502-HD-1

Submitted on: 6/24/2020 4:35:50 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Martha Cotten | Individual | Oppose | No |

Comments:

I oppse completely for anything that gives away power of the people and my sovereignty to choose, as well as oppose vaccination mandates ESPECIALLY without going through legislation.

Martha Cotten

HB-2502-HD-1

Submitted on: 6/24/2020 4:35:51 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| alexa hatton | Individual | Oppose | No |

Comments:

What? This is draconian in scope. I've lived on Maui for 30 years and can't imagine not being able to visit my family on the mainland without incurring such serious restrictions upon return. I'm a responsible citizen who would never knowingly endanger others to diseases, who has observed all covid 19 precautions, and STRONGLY OPPOSE these extreme measures. Yes, let's be safe but **Individual** remember our American value of freedom and independence. This is downright WRONG.

Mahalo, Alexa Hatton

HB-2502-HD-1

Submitted on: 6/24/2020 4:36:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Justin Kanakaole | Individual | Oppose | No |

Comments:

I do not support this bill

HB-2502-HD-1

Submitted on: 6/24/2020 4:38:51 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jo spain | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 4:38:56 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Scott Douglas | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 4:39:14 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| imani p | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE HB2502!! THIS IS UNAMERICAN AND AGAINST HUMAN RIGHTS!! MY BODY, MY CHOICE!!

HB-2502-HD-1

Submitted on: 6/24/2020 4:22:10 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kaleo Ing | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 4:40:13 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ji Young Choy | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Ji Young Choy

DATE: Wednesday, June 24, 2020

May this find you well.

My name is Ji Young Choy and I am a resident of the State of Hawaii in Oahu. My physical address is PO Box 240191, Honolulu, HI, 96824. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502

HB-2502-HD-1

Submitted on: 6/24/2020 4:41:26 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Justin Murray | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 4:43:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------------|--------------|--------------------|--------------------|
| Jeanne-Rachel Salomon, PhD | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Jeanne-Rachel Salomon, PhD

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Dr. Jeanne-Rachel Salomon, and I am a resident of the State of Hawaii in the County of Maui. My physical address is ***** (redacted for privacy), Makawao, HI 96768. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof

by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also strongly object to the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.” This would nullify HIPPA protection.

In addition, I herewith express my strong objection to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

This proposed and ill-advised Bill HB 2502 looks/sounds like totalitarian overreach to me, and the seemingly pork-barrel-politics addition of "(2)" and "(3)" leaves me wondering about the ulterior motives of the Bill's proponents.

Thank you for hearing my testimony **AGAINST** HB 2502

HB-2502-HD-1

Submitted on: 6/24/2020 4:43:48 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---|---------------------------|---------------------------|
| Michael Stangel | Testifying for North Shore Christian Fellowship | Oppose | No |

Comments:

Aloha from Haleiwa!

I stand against any further banning of meeting as a Church. We at North Shore Christian Fellowship have been meeting for the last few weeks (with the restrictions imposed) and people are loving being back together! Please keep our Churches open!

Mahalo for your time,

Mike Stangel

Pastor, North Shore Christian Fellowship

Haleiwa, Hawaii

HB-2502-HD-1

Submitted on: 6/24/2020 4:45:34 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Raychelle Neill | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 4:45:41 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ann Morgan | Individual | Oppose | No |

Comments:

This bill is an intrusion upon our personal liberties. I strenuously oppose its passage.

Also the provision stating the authority given to the DOH is not fully defined and a dangerous precedent. The economic impact could be enormous.

HB-2502-HD-1

Submitted on: 6/24/2020 4:47:04 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Barbara Galarza | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 4:48:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------------------|---------------------|---------------------------|---------------------------|
| Taur Kiggins/Ilse Menger | Individual | Oppose | No |

Comments:

For one, this bill makes the DOH exempt from Chapter 91: This means they could mandate a CoVID-19 Vaccine for all school kids WITHOUT public input or going thru legislature, as long as an emergency is declared.

Vaccines are extremely controversial, no one should have the right to mandate anybody to get vaccinated, it's up to every individual to make an informed decision for themselves.

Strongly oppose this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 4:49:11 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rene Connolly | Individual | Oppose | No |

Comments:

I strongly oppose HB2502! This bill exemplifies an already oppressive dictatorship! Forced testing....tracking....isolation? We don't live in a communist country so why these draconian measures? Too many human right & constitutional violations, too much room for further damage to the economy and to the families of Hawai'i.

HB-2502-HD-1

Submitted on: 6/24/2020 4:40:07 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Cheyenne Watanabe | Individual | Oppose | No |

Comments:

My name is Cheyenne Watanabe and I have been a resident of Hawaii since 2002. I am a second grade teacher at Waipahu Elementary School. I OPPOSE the HB2502 Bill. This bill will limit my civil rights, including the right to assemble at church. This bill could potentially impact my religious freedoms. As a citizen, I could never allow a non-elected person such as the Head of the Department of Health to have so much unchecked power as to make unlimited arrests that this bill would allow this person to make. This bill is an example of VERY POOR legislation.

Respectfully,

Cheyenne Watanabe

HB-2502-HD-1

Submitted on: 6/24/2020 4:50:27 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tammie Kim | Individual | Oppose | No |

Comments:

It is of my opinion that the proposed Bill2502 is too broadly written and is NOT in the best interest of the people of Hawaii.

Respectfully,

Tammie Kim

HB-2502-HD-1

Submitted on: 6/24/2020 4:53:30 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Reid | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 4:52:28 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Frances Pearre | Individual | Oppose | No |

Comments:

Dear Senators on the CPH Committee

Hearing Testimony on HB2502 as proposed,

I am a resident voter in Upcountry Maui and I request that you send my testimony to the Committee on Consumer Protection and Commerce.

I wish to TESTIFY IN OPPOSITION

My name is Frances Pearre and I am a resident of the State of Hawaii in Maui County. My physical address is 3021 Aina Lani Drive, Pukalani 96768. I am a licensed acupuncturist in Hawaii since 2010, ACU-916.

After reading HB2502 and current testimony I am writing in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such freedoms would be necessary.

According to the bill apparently healthy individuals can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be.. at higher risk of infection, or at risk for spreading infection."

However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infections" and the bill does not provide any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected.

This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan."

WITH THIS BILL, THE STATE COULD HOLD A PERSON OR FAMILY AGAINST THEIR WILL WITHOUT PROVIDING ANY PROOF THAT THEY ARE ACTUALLY A THREAT, WITHOUT ANY LIMITATION AS TO HOW LONG THEY COULD BE HELD, AND CHARGE THE INDIVIDUAL AN UNCAPPED AND UNDISCLOSED AMOUNT OF MONEY TO DO SO.

This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so.

I also expressly object to the use of funds collected under the bill for purposes other than public health.

Thank you for hearing my testimony AGAINST HB 2502.

Sincerely,

Frances L. Pearre

From: [Ann Williamson](#)
To: [CPH Testimony](#)
Subject: HB2592 HD1,SD1
Date: Wednesday, June 24, 2020 2:57:00 PM

Oppose

Sent from my iPhone

From: [Cheri](#)
To: [CPH Testimony](#)
Subject: STRONG OPPOSITION to HB2502 related to Health.
Date: Wednesday, June 24, 2020 12:57:56 PM
Importance: High

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Cheri Phillips
DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Cheri Phillips and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is 6202 Helena Ln Kapaa HI 96746. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and

dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

From: [Ignatius Vigé](#)
Subject: HB2502 SD1 — Testimony
Date: Wednesday, June 24, 2020 1:25:57 PM
Attachments: [page1image48719808.png](#)
[page1image48717312.png](#)
[page1image48718080.png](#)
[page1image48723840.png](#)

TO: State of Hawaii House of Representatives Committee on Consumer Protection and Commerce HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Ignatius Vigé

DATE: June 24, 2020

Good Day,

My name is Ignatius Vigé and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is 93-6973 Kamaoa Rd, Naalehu, HI 96772. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” *With this Bill, the state could hold a person or family against their*

will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony **AGAINST** HB 2502.

Sincerely,
Ignatius Vigé

From: [oceandancer8](#)
To: [CPH Testimony](#)
Subject: Oppose House Bill 2502
Date: Wednesday, June 24, 2020 1:26:46 PM

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Kathleen O'Neill
DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Kathleen O'Neill and I am a resident of the State of Hawaii in the County of Maui. My physical address is, Kihei, HI 96753. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness!

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to

render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Sincerely,

Kathleen O'Neill

From: kellyannesamson@gmail.com
To: [CPH Testimony](#)
Subject: HB2502 SD 1
Date: Wednesday, June 24, 2020 2:52:05 PM

I oppose mandatory testing, tracking and quarantine during declared public health emergency.
Kellyanne Hess

Sent from my iPhone

HB-2502-HD-1

Submitted on: 6/24/2020 4:54:20 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Austin Araki | Individual | Oppose | No |

Comments:

Elected officials do not have the kind of power outlined in this bill and (even if they did) giving it to an unelected person or body is misguided and dangerous.

Austin J. D. Araki

HB-2502-HD-1

Submitted on: 6/24/2020 4:57:49 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jane Morrill | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 4:59:29 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------|--------------|--------------------|--------------------|
| SHEMS HEARTWELL | Individual | Oppose | No |

Comments:

My name is Shems Heartwell and I am a resident of the State of Hawaii in the County of Maui. My physical address is 1875 Olinda Rd, Makawao, HI 96768. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” *With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.* This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Sincerely,

Shems Heartwell

HB-2502-HD-1

Submitted on: 6/24/2020 5:00:30 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| MaryHelen Higgins | Individual | Oppose | No |

Comments:

Absolutely NO to this bill!!

HB-2502-HD-1

Submitted on: 6/24/2020 5:00:39 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Deanna wentworth | Individual | Oppose | No |

Comments:

I strongly oppose this bill on the grounds that this pandemic is not serious enough to inflict such draconian measures on visitors. I also fear this is related to mass reduction in freedom for little reason. Please do not pass this bill! We need our checks and balances!

HB-2502-HD-1

Submitted on: 6/24/2020 5:03:23 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|----------------------------------|---------------------------|---------------------------|
| Brittany Isaac | Testifying for Yoga Barre Hawaii | Oppose | No |

Comments:

I strongly oppose this Bill. I do not support any non-elected official (in this case, the DOH) to have any sort of absolute power over our elected officials as a start.

Resources need to be put into getting immediate testing for COVID 19 instead of focusing on these ridiculous measures. This is not a solution at all. The measures recommended would include so much additional protocol and have so much room for error, that it is a complete waste of the energy and thought we need to come up with effective long term solutions. Changing POWER STRUCTURE in our government in this manner is NOT the answer and should not even be considered. I am surprised it has been entertained at all. Shame on you.

HB-2502-HD-1

Submitted on: 6/24/2020 5:03:43 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| ellie | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 5:03:49 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bherin Block | Individual | Oppose | No |

Comments:

I strongly oppose this bill. I do not support any non elected official in this case the DOH to have any sort of power over our elected officials. Let's get our economy started back in a safe manner and not make the heart of our economy- tourism suffer any more. This feels like a violation of our rights.

HB-2502-HD-1

Submitted on: 6/24/2020 5:05:19 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Hayley | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 5:09:05 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kalae Kanakaole | Individual | Oppose | No |

Comments:

I do not support this bill!!!!!!

HB-2502-HD-1

Submitted on: 6/24/2020 5:09:56 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Peter Kam | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is Peter Kam and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is 94-538 Puahi St., Unit A, Waipahu, Hi 96797. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” *With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.* This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 5:11:39 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Teresa Aquino | Individual | Oppose | No |

Comments:

Medical decisions for children should be left to the parents or caregivers. Barbara Loe Fisher, Co-founder of National Vaccine Information Center, stated, "If the State can tag, track down and force citizens against their will to be injected with biological products of known and unknown toxicity today, there will be no limit on which individual freedoms the State can take away in the name of the greater good tomorrow." As well, children's immune systems can deal with most infections naturally, and that injecting questionable vaccine ingredients into a child may cause side effects, including seizures, paralysis, and death.

Intimately personal medical decisions should not be made by government... Freedom over one's physical person is the most basic freedom of all, and people in a free society should be sovereign over their own bodies. When we give government the power to make medical decisions for us, we in essence accept that the state owns our bodies. This goes against my constitutional rights. I am against a mandatory vaccine. I do not support this proposition. I will not leave my door open for whom ever to walk into my safe place.

HB-2502-HD-1

Submitted on: 6/24/2020 4:57:41 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------|--------------|--------------------|--------------------|
| Miranda Seeton | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Miranda Seeton

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Miranda Seeton and I am a resident of the State of Hawaii in the County of Maui. My physical address is 1875 Olinda Roda, Makawao HI, 96768. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” *With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.* This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 5:15:07 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| graham hanson | Individual | Oppose | No |

Comments:

I am vehemently opposed to this bill.

Giving the Governor and Health Director this much power is a violation of my civil and constitutional rights. And makes them dictators.

Who are they to decide if someone poses a "potential" risk. Is this Nazi Germany? With that wording they can force anyone to be quarantined without that person even being a risk to public safety. This sounds like communist China, where they can drag people out of their private homes and put them in isolation. This is America (like it or not) and we have rights.

The governor has already overstepped his covid 19 powers. He has no right to keep Hawaii locked down for this long. He is an embarrassment to the state of Hawaii.

And for this bill to give him even more power is ludicrous.

And also for the legislature to try and pass this when nobody can oppose it in person is a total sham.

This needs to be reported to the national press to show how crazy and power hungry Hawaii politicians have become.

DO NOT STEP ON MY RIGHTS BY PASSING THIS BILL!!!!!!!

HB-2502-HD-1

Submitted on: 6/24/2020 5:15:35 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brandon | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 5:17:49 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Polina Kozinskiy | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 5:19:03 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Michael Lee | Individual | Oppose | No |

Comments:

This bill is a draconian invasion of privacy and creation of a police state in the name of a health emergency. It creates situations of illegal imprisonment without due process. It allocates hundreds of millions of dollars without accountability for questionable purposes. This bill is nothing more than a power grab for the purpose of making a dictatorship within our government.

HB-2502-HD-1

Submitted on: 6/24/2020 5:20:09 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Richard p curran | Individual | Oppose | No |

Comments:

You have no right to prevent us from attending our church.

HB-2502-HD-1

Submitted on: 6/24/2020 5:20:39 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Darian | Individual | Oppose | No |

Comments:

Stronly oppose.

HB-2502-HD-1

Submitted on: 6/24/2020 5:20:42 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------|--------------|--------------------|--------------------|
| Cynthia Cowan | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER Cynthia L Cowan

Good afternoon,

My name is Cynthia Cowan and I am a resident of the State of Hawaii in the county of Maui. My physical address is 61 Piina Place, Lahaina, HI 96761. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

This bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading the infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility solely on suspicion of having a greater (undefine) risk of spreading infection, even though the person is not presently infected. This person could be, thereby contract the infectious disease from which the state was supposed to protect them. There are also no safeguards

specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that, "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs and paid by the individual's health plan." (With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitations as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so). This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuation circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

Thank you for hearing my testimony AGAINST HB2502

HB-2502-HD-1

Submitted on: 6/24/2020 5:12:33 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Roman Brzezowski | Individual | Oppose | No |

Comments:

I oppose this bill!!!

HB-2502-HD-1

Submitted on: 6/24/2020 5:22:29 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| MICHAEL TUTTLE | Individual | Oppose | No |

Comments:

This bill gives power to unelected officials with no recourse to the general population.

HB-2502-HD-1

Submitted on: 6/24/2020 5:23:13 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ray Crum | Individual | Oppose | No |

Comments:

I am very disturbed by this bill. It gives power to the unelected director of health who is not elected. The other actions deemed necessary clause is a potential abuse of power. The testing and health information gather is not subject to any due process like a subpoena. Please do not pass this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 5:23:17 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alex Pellegrini | Individual | Oppose | No |

Comments:

I do not want the DOH to have special priveleges in declaring a health emergency. I do not want mandatory testing for all travelers to and from the Hawaii islands. I do not want tracking or giving of personal information of persons to be made mandatory. I do not want a fine for failing to comply with testing or quarantining.

HB-2502-HD-1

Submitted on: 6/24/2020 5:23:54 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jessica Oliveira | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Jessica Oliveira
DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Jessica Oliveira and I am a resident of the State of Hawaii in the County of Maui. My physical address is 1586 Ainakea St. Lahaina HI 96761
After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to

provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502. Please oppose this unconstitutional and horribly written bill.

HB-2502-HD-1

Submitted on: 6/24/2020 5:24:13 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sharina | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: S. Devi

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is S. Devi and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is *** (redacted for privacy), Haiku, HI 96708. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.**

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the

State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt,

and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 5:24:18 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jeannette Van Horn | Individual | Oppose | No |

Comments:

This is a short-sited idea. Although I appreciate that the concept behind the bill is to keep Hawai'i safe, the threat of COVID-19 will eventually pass, and we do NOT need a *permanent law* that would restrict the travel of our family and friends. This is not pono to all who live in Hawai'i nei.

I STRONGLY OPPOSE HB 2502.

Mahalo, Jeannette Van Horn

HB-2502-HD-1

Submitted on: 6/24/2020 5:26:13 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Luke Barrow | Individual | Oppose | No |

Comments:

Aloha,

To whom it may concern,

I oppose HB2502. This is an invasion of Human Rights. Mandatory vaccines and testing should be a choice. Tracking and quarantine is already happening. Not Mandatory. A director of DOH should not have the power to mandate or declare an emergency order with no constraints. This Bill makes the DOH exempt from Chapter 91: This means they could mandate a COVID-19 Vaccine for all school kids without public input or going through legislature, as long as an emergency is declared. That is not acceptable.

Misleading language and new terms also makes me concerned.

I hereby OPPOSE THIS BILL.

Luke Barrow

HB-2502-HD-1

Submitted on: 6/24/2020 5:27:18 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Andrew Zehr | Individual | Oppose | No |

Comments:

This is a very poor idea. Although I appreciate that the concept behind the bill is to keep Hawai'i safe, the threat of COVID-19 will eventually pass, and we do NOT need a *permanent law* that would restrict the travel of our family and friends. This is not pono to all who live in Hawai'i nei.

I STRONGLY OPPOSE HB 2502.

Mahalo, Andrew Zehr

HB-2502-HD-1

Submitted on: 6/24/2020 5:27:40 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Maile Orme | Individual | Oppose | No |

Comments:

I oppose any Legislation which mandates the implementation of any form of untested vaccine, or test kit that has not been proven over time, and approved by the current Presidential administration to be free from potential harmful side effects for children or adults. Thank you for remembering when you vote that you have sworn an allegiance to the Constitution of the United States which upholds our sovereign human rights to choose, and applies to each and every resident of Hawaii as long as we are a state of the Union. Mahalo Nui Loa for exercising your integrity for the benefit of us all.

HB-2502-HD-1

Submitted on: 6/24/2020 5:28:05 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Rakai'el | Individual | Oppose | No |

Comments:

**State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health**

TESTIMONY IN OPPOSITION

TESTIFIER: [Rakai'el Webb]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Rakai'el Webb and I am a resident of the State of Hawaii in the County of Maui. My physical address is 779 Hamana Place, Haiku, HI 96708. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Mahalo for hearing my testimony AGAINST HB 2502.

Regards,

Rakai'el Webb

HB-2502-HD-1

Submitted on: 6/24/2020 5:30:09 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Oksana Kozinskiy | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 5:30:09 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------------------|---------------------------|---------------------------|
| Bonnie Marsh | Testifying for UpCountry Doctor | Oppose | No |

Comments:

As a Naturopathic Physician, I am in opposition of such drastic measures that threaten personal health freedom and encourages government control.

I would like to see more moderate suggestions to protect our citizens in case of further dangers from pandemic diseases.

Please vote no on these radically unnessasary measures that would be made into law.

Consider our Constitutional Rights and what our country was founded on.

mahalo,

Dr. Bonnie Marsh

Haiku Town, Maui

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Charlotte Rosecrans

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Charlotte and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 1560 Thurston Ave Honolulu, HI 96822. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 201B—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

Charlotte Rosecrans

HB-2502-HD-1

Submitted on: 6/24/2020 5:33:40 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---|---------------------------|---------------------------|
| Joseph Kohn MD | Testifying for We Are One, Inc. - www.WeAreOne.cc - WAO | Oppose | No |

Comments:

STRONGLY OPPOSE HB2502 HD1

Strongly Oppose these draconian gut and replace proposals that bypass due process and public comment. Also proposed endless timeframe.

www.WeAreOne.cc

HB-2502-HD-1

Submitted on: 6/24/2020 5:35:50 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| David Vincent | Individual | Oppose | No |

Comments:

This is a over reach by government. It will harm the visitor industry and be expensive to impliment.

Hard to see how this is even consitutional. So now the tax payers will have to pay to defend this terrible bill. How about we focus on making it easier to do business in Hawaii. Not harder.

Thank you,

David Vincent

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Lori Lewis

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Lori Lewis and I am a resident of the State of Hawaii in the County of Maui. My physical address is 1073 Nanihoku Place, Haiku, HI 96708. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court

could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 5:41:33 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Anne Pierce | Individual | Oppose | No |

Comments:

This is an extreme reaction to a virus that will eventually pass. I appreciate the idea of keeping Hawaii safe, but this quarantine needs to be evaluated monthly as things change. I strongly oppose any permanent restrictions.

HB-2502-HD-1

Submitted on: 6/24/2020 5:44:26 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Peter Scott | Individual | Oppose | No |

Comments:

This bill is in violation of our our civil rights and is in violation of the Privacy Act of 1974. I STRONGLY oppose this bill! I am also prepared to take whatever legal means necessary in order to see this bill defeated as it is in CLEAR violation of our civil rights as US citizens.

HB-2502-HD-1

Submitted on: 6/24/2020 5:45:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Mara Kunkel | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Mara Kunkel

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Mara Kunkel and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is ***** (redacted for privacy), Kamuela, HI 96743. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 5:45:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ben Beechick | Individual | Oppose | No |

Comments:

Please find another way to solve this issue. There are several statements in the bill that read in direct opposition to the Constitution of the United States.

The 14 day quarantine is especially questionable. We should be able to freely travel between states according to the 14th Amendment of the Constitution. Being quarantined because of "potential risk of transmitting"(page 12 line 17&18). "Potential" can be a wide net that unfairly affects healthy individuals and strips them of their freedom to move about.

"The department may establish and maintain places of quarantine and isolation and quarantine or isolate any individual by the least restrictive means necessary to protect the public health."(page 27 line 14 to 17). That reads to me that people will be detained against their will even for the potential of transmission. No thanks. Obvious contradiction with the Constitution depriving a person of their liberty.

"By order of the director, the department may inspect, quarantine, or isolate persons, property, places, cities, or counties, and take measures as are necessary to ascertain the nature of the disease and prevent its spread whenever in its judgment the action is necessary to protect or preserve the Public health."(page 34 line 6-11). This reads to me in opposition to the fourth amendment. Without a warrant involving probable cause there shall be no inspection allowed of private property.

HB-2502-HD-1

Submitted on: 6/24/2020 5:47:02 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| brandon | Individual | Oppose | No |

Comments:

This virus has already been shown to be no more deadly than the flu. We dont need to give up our rights in exchange for safety. Public servants swore an oath to uphold the constitution and we the people need you the public servants to do what you swore to do. Thank you

HB-2502-HD-1

Submitted on: 6/24/2020 5:47:54 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| anfisa | Individual | Oppose | No |

Comments:

I dont beleive in vaccination, so I am opposing HB2502.

HB-2502-HD-1

Submitted on: 6/24/2020 5:49:58 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kyong A Hong | Individual | Oppose | No |

Comments:

This bill is unconstitutional and the Hawaii legislatures should not be passing a bill that would forcibly test, trace, or quarantine anyone without consent of the individual. I am strongly strongly opposed to this bill that gives unelected officials the power to determine what is best for me and my family health wise or otherwise. The government shall not be the judge of my health and others' health. No public health emergency supersedes the rights of any American citizen of their rights to Life, liberty, and pursuit of happiness. That is unlawful imprisonment in my opinion. Whatever happened to my body my choice? I do not support this bill!

HB-2502-HD-1

Submitted on: 6/24/2020 5:49:58 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ken Stover | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 5:52:24 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ikaika Hudgens | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 5:52:35 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Pam Riley | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 5:53:47 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------|--------------|--------------------|--------------------|
| Rebecca Douglas | Individual | Oppose | No |

Comments:

After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual’s health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 5:53:54 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kristen | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 5:53:56 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jessica Gellert | Individual | Oppose | No |

Comments:

I urge you to vote against HB 2502.

It infringes on our freedoms guaranteed by the constitution. It is an attempt at medical martial law. Please vote against it!

An unelected official (head of DOH) should NOT have this kind of power. No one should because it is unconstitutional.

Thank you for your time and consideration.

Mahalo,

Jessica Gellert

HB-2502-HD-1

Submitted on: 6/24/2020 5:57:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| marya saur | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 5:57:58 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------|--------------|--------------------|--------------------|
| Robert Douglas | Individual | Oppose | No |

Comments:

After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid

by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of

initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 5:58:08 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Chantelle | Individual | Oppose | No |

Comments:

I strongly oppose Bill HB 2502 HD 1. It is not Constitutional. No vaccination!!!
Thank you!

HB-2502-HD-1

Submitted on: 6/24/2020 5:58:19 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Emil Svrcina | Individual | Oppose | No |

Comments:

Aloha

My name is Emil Svrcina and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is in Mililani, HI 96789. After reading HB2502, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

There is so much wrong and unAmerican in this bill it's hard for me to believe it is written by people under oath to protect and defend our Constitution which guarantees our God given rights

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

Thank you for hearing/reading my testimony.

HB-2502-HD-1

Submitted on: 6/24/2020 5:59:51 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jackson | Individual | Oppose | No |

Comments:

Religious freedoms are being threatened by non-elected positions (Dept of Health) with unchecked power

HB-2502-HD-1

Submitted on: 6/24/2020 6:29:14 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Charlie Brissette | Individual | Oppose | No |

Comments:

HB2502_Testimony

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Charlie Brissette

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Charlie Brissette and I am a resident of the State of Hawaii in the County of Maui. My physical address is 245 Mahie Pl. , Kihei 96753 HI. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading

infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Charlie Brissette

HB-2502-HD-1

Submitted on: 6/24/2020 5:23:11 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nikole | Individual | Oppose | No |

Comments:

I stronly oppose.

HB-2502-HD-1

Submitted on: 6/24/2020 6:01:50 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alohilani hertler | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 6:06:06 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Theodene Allen | Individual | Oppose | No |

Comments:

Thank you for taking the time to read my opinion. As your constituent, I am against HB2502!! Updating Hawaii law HB2502 so that current and future pandemic lockdowns can legally have similar (or stronger) controls, potentially impacting MY religious freedoms. Thus, HB2502 attempts to transfer power to the head of the Department of Health, which is a NON-elected position. IF HB2502 becomes law, this person would have incredible power to lockdown the state, including arrest powers and limitations that suppress MY and MY FAMILY'S constitutional rights. This law allows 90 days instead of 59, and includes an extension process that could infringe on MY constitutional rights indefinitely. HB2502 is a good example of VERY POOR legislation!! As your constituent, I refuse to allow a non-elected position to have this much unchecked power. There is a system of checks and balances for a reason!! OPPOSE!! OPPOSE!! OPPOSE!!!

HB-2502-HD-1

Submitted on: 6/24/2020 6:06:07 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jeffrey Banuilos | Individual | Oppose | No |

Comments:

OPPOSE this bill (HB2502).

Do not need another "rogue rule" that has no check and balance.

v/r...

HB-2502-HD-1

Submitted on: 6/24/2020 6:07:42 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nancy Glassman | Individual | Oppose | No |

Comments:

Enough is enough. This is outrageous! How dare you attack our freedoms, and without notice? This virus will pass, "permanent" measures are uncalled for and unacceptable, language is too vague and leaves the door open for more theft of freedom. To surprised and angry to even articualte clearly. JUST STOP OVER REACTING NOW.

HB-2502-HD-1

Submitted on: 6/24/2020 6:09:05 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| david | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 6:09:53 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Larry Ponce | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 6:11:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ru Carley | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is [yourname] and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is ***** (redacted for privacy), [yourcity], HI [yourzip]. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 6:11:50 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Julie | Individual | Comments | No |

Comments:

I strongly oppose! It is extremely unconstitutional as it violates our rights

HB-2502-HD-1

Submitted on: 6/24/2020 6:15:01 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Galina | Individual | Oppose | Yes |

Comments:

It's too much control. It can be used for bad. Let people take their own decision and responsibility.

HB-2502-HD-1

Submitted on: 6/24/2020 6:16:03 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Martha Morishige | Individual | Oppose | No |

Comments:

This bill gives power to a governmental agency that should not be taken away from individual citizens to decide their own health choices. Never should a government require that citizens be vaccinated against their consent. Also a governmental agency should not have such power to limit personal health choices and interfere with commerce and trade. I was okay with the governor doing some of the actions, but most of it has gone to long and impeded normal Hawaii residents to live a peaceful and constructive life. Now Hawaii has so few cases and Hawaii residents should be allowed to live their lives as they choose. If they choose to get in close quarters with others and get sick, then they must go through the consequences of that decision.

HB-2502-HD-1

Submitted on: 6/24/2020 6:16:05 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sariena Hoffman | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 6:17:31 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brooke Ponce | Individual | Oppose | No |

Comments:



June 25, 2020

9:30 a.m.

Hawaii State Capitol

Conference Room 229

To: Senate Committee on Commerce, Consumer Protection, and Health

Sen. Rosalyn H. Baker, Chair

Sen. Stanley Chang, Vice Chair

From: Grassroot Institute of Hawaii

Joe Kent, Executive vice president

Re: HB2502, Proposed SD1 — RELATING TO HEALTH

Comments Only

Dear Chair and Committee members:

The Grassroot Institute of Hawaii has grave concerns about the content of the proposed bill, which would give the state Director of Health broad powers to declare a public health emergency; screen, test, isolate, and monitor individuals; close schools and businesses; release confidential information; and take other, unspecified actions if the director deems it necessary for the public health.

The powers contemplated in this bill are so sweeping and broad as to raise significant questions about privacy, civil liberties and constitutionality. Moreover, as a “gut and replace” bill, the proposed language should not be contemplated without full opportunity for public testimony and comment — something that is not possible during this truncated legislative session.

We strongly urge you to defer this measure. Hawaii’s citizens and policymakers need more time to evaluate the impact of the COVID-19 pandemic and the state response before enacting legislation that addresses the state’s police powers during a future crisis.

Thank you for the opportunity to submit our testimony.

Sincerely,

Joe Kent

Executive vice president
Grassroot Institute of Hawaii

HB-2502-HD-1

Submitted on: 6/24/2020 6:22:56 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lucas Vecchio | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 6:24:38 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| McKaela Sanders | Individual | Oppose | No |

Comments:

ABSOLUTELY OPPOSE.

HB-2502-HD-1

Submitted on: 6/24/2020 6:25:17 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Prianka | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 6:27:17 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kehau | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 6:00:04 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|------------------------|---------------------|---------------------------|---------------------------|
| Manuel Chavez-Martinez | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 6:28:43 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Analyn Quintal | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 6:27:26 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lucas | Individual | Oppose | No |

Comments:

I am a resident of Kauai I understand the importance of public health and keeping our island safe from infectious diseases. I wear my mask everywhere I am required to because I respect those around me and want to protect the Keiki and Kapuna.

However I have read the bill and feel as if the actions proposed are a bit aggressive and unfair. 1st and foremost receiving a vaccine should be a choice, especially if all the ingredients as well as research and success won't be available to the public. It should be mandatory for the state to inform us, if its mandatory for us to recieve a labratory created vaccine with LIMITED RESEARCH AND TESTING. I also saw that there is no required EIR report for this bill and I think it should be included and based around the potential health effects, on humans, if there is any at all; we are part of the environment and our health is definitely a reflection of our island's ecosystem.

A mandatory isolation and quarantine enforced by State law and state officials seems, as if there is an overstretch of power being proposed. I respect the job that police officers possess, I have retired family in the PD, however being arrested and put into a cop car, asked to appear in court, and possibly fined \$5,000 is an attack on our freedom to live, as well as on the poor. That could clean peoples savings out; a lawyer, bail, and not to mention stress & anxiety; that in itself is an attack on someones health.

I OPPOSE THIS BILL TENFOLD. Until it addresses our freedoms to choose, an EIR report, and has some perspective on how law enforcement and fines are an overstretch of power.

mahalo nui, malama pono, we love you

HB-2502-HD-1

Submitted on: 6/24/2020 6:34:06 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Timothy Perry | Individual | Oppose | No |

Comments:

As a private citizen, I would like to express my concern as to the longevity of HB 2502 SD1, that it not extend beyond 12 calendar months and that it be repealed if passed at that time and reconsidered as circumstances necessitate. I would also like wording to include a maximum number of individuals in a group that can be quarantined in one facility to avoid any possibility of mass quarantine camps or other secured facilities that may infringe on the individuals right to have mobility and contact and that all such facilities maintain systems for regular contact with their immediate community. I would like to see measures that insure each individuals rights to physical sovereignty to make informed decisions as to their own healthcare options that are in alignment with there religious beliefs and practices to the greatest extent possible while insuring the general health of their communities. I would also like to see the bill address compensation from the nation of origin to help fund the significant impact to the physical and financial health of the residents of Hawaii to assist with extended unemployment benefits and recovery from this challenge we are faced with. I would also request that significant oversight be given to an independent, community based commity to insure that there is no overreach by the DOH beyond the scope of its current mandate. In essence, that the bill consider the greatest possible protections of our civil rights as guaranteed by the US Constiution at all times.

Thank you for your consideration. May God guide you in your decisions.

Sincerely,

Timothy Perr

HB-2502-HD-1

Submitted on: 6/24/2020 6:30:34 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jo Ann Marie Nelson | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 6:38:01 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------------|--------------|--------------------|--------------------|
| christopher Canady | Individual | Oppose | No |

Comments:

No one has the right to tell any other person what to put in their body. I have no right to tell you, and you have no right to tell me. "Life, Liberty, and the pursuit of happiness" has no value if we have more rules than freedoms. YOU are not responsible for anything other than your own body. IF people chose to eat a more alkaline diet (Nobel prize winner 1931 Otto Warburg discovered that the cause of cancer and disease was an acidic body, and that no disease could survive in a high alkaline body. If you deprive a cell of oxygen for 48 hours it begins to become cancerous. Alkaline foods are fresh fruits and vegetables. Acidic foods are animal products, alcohol, sugar, coffee, bread, processed foods, and all other things that do not directly come from nature. Should we do that, we have no need to fear a virus or any disease for that matter, as our bodies are amazing vehicles of creation. Do not doubt yourself. If your doctor is good, you will rarely have to see him. If the medicine is good, you won't HAVE to take it, (it's taking you if you have to consume it) but you get to do it, and it is a mutually beneficial for you and the medicine regardless of when you use it. This happens often with plants and plant medicines that actually solve the root of the issues, as well as treating the symptoms. Let thy food be thy medicine, before thy medicine becomes thy food.

The Hippocratic oath is a doctors first and foremost duty. I'm not directly saying anything about Bill gates and vaccines, but Robert Kennedy Jr called him out for injuring and paralyzing millions of children accross the globe. Amish communities have never SIDS cases or autistic children, as they do not have vaccines. Just think about what this means, whether it be fully true or partially. Take all of this with a grain of salt.

Regardless of religious or spiritual or any kind of belief what so ever, these above are facts. Stop telling people what to put in their body. History has a way of repeating itself... people feel oppressed, so the rebel, refuse the status quo or the imposed ideals. This creates anarchy if not solved, and then finally conflict is ended due to the realization that it solves nothing other than moving to a new cycle. People are great for awhile, the economy of the given country or civilization booms, and then slowly people start to get board, or cannot handle that nothing bad has happened. then we start a war, or put our noses in other peoples drama, or something. Then the oppressors come out, and the

cycle slowly but surely continues. This has happened to almost every society in history, Lasting roughly 250 years, minus the Romans and a Chinese dynasty, to my knowledge.

America's 250th year is 2026. you, reading this, I am not at all telling you what to do by this letter, but merely asking you to think. To take a step back, take a deep breath, and think about the decisions you may make by this bill. By any bill. What right do I, Chris, have to tell another human being or any creature for that matter what is best for them? I may only share what I have learned, experienced, and found to be true of nature.

I am not so arrogant to think that I myself can create a medicine better than that of nature's capabilities. Human beings have successfully survived here on Earth for at least a hundred thousand years, without the use of modern medicine, let alone shoe laces or modern technology. They must have been doing something right, or we would not be here. Why do we scramble around in so much fear, injecting ourselves and sedating ourselves with chemicals so foreign to our bodies that they can often cause more issues than they solve?

Regardless, it is no one's business for you to tell them where they can and cannot go, nor what to put in their bodies. Nor their children for that matter. Your responsibility is your life. Everyone is responsible for themselves, and only then are we responsible for each other. But no one has the right to tell another what to put in their body, to give someone something unknowingly or not having been educated about it.

Thank you for taking the time to read this, I hope you have a wonderful day, I would love to visit Hawaii some day. I have recently become a successful forex trader and would love to come visit Hawaii. In other words, if you go all Hitler style and demand people to pay fines if they don't inject your drugs, I will spend my money elsewhere.

Either way, YOU HAVE NO RIGHT TO TELL ANOTHER CREATURE WHAT IS BEST FOR THEM. discuss it, have a mature conversation about it, and exercise free will respectfully.

I'm 23. I shouldn't have to be writing these things. We are better than this.

Thank you.

HB-2502-HD-1

Submitted on: 6/24/2020 6:39:30 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Eric Brown | Individual | Oppose | No |

Comments:

Oppose

HB-2502-HD-1

Submitted on: 6/24/2020 6:39:41 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Carol Walters | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Carol Walters

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Carol Walters. We own a home in Maui. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 6:41:40 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Matt Bishop | Individual | Oppose | No |

Comments:

I oppose HB2502 SD1 as currently written. This is a reach too far for the government to be taking at this time. There is still too much unknown about Covid19 and any legislaion in relation to mandatory testing, treatment, or ability to order quarantines in a manner not supported by the curent constitution of the state of Hawaii is unacceptable. Trying to take such measures at this time is premature and not necessary! As a medical provider and one who understands all the complex research documentation that seems to change daily, one thing is clear, sweeping actions are inappropriate at this time.

HB-2502-HD-1

Submitted on: 6/24/2020 6:41:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------|--------------|--------------------|--------------------|
| Tina Upchurch | Individual | Oppose | No |

Comments: State of Hawaii House of Representatives Committee on Consumer Protection and Commerce HB 2502 Relating to Health TESTIMONY IN OPPOSITION

TESTIFIER: Tina Upchurch DATE: Wednesday, June 24, 2020 Good afternoon, My name is Tina Upchurch and I am a resident of the State of Hawaii in the County of Honolulu. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health. The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms. Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility. Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness. According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating

circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent. I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department." I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill, "(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized; (3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B-8; (4) \$79,000,000 shall be allocated to the tourism special fund established under section 201B-11; (A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii; (B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub-account in the tourism special fund to provide funding for a safety." Thank you for hearing my testimony AGAINST HB 2502

HB-2502-HD-1

Submitted on: 6/24/2020 6:35:24 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|--------------------------------------|---------------------------|---------------------------|
| Keal Pontin | Testifying for North shore livestock | Oppose | No |

Comments:

Other than this being completely unconstitutional it will cripple the economy and lead to higher homeless unemployment drug abuse and suicide. This is madness.

HB-2502-HD-1

Submitted on: 6/24/2020 6:46:40 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Carissa Rodriguez | Individual | Oppose | No |

Comments:

I do oppose this motion as it is unconstitutional and a violation of privacy.

HB-2502-HD-1

Submitted on: 6/24/2020 6:47:18 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Uli Zangpo | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Uli Zangpo

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Uli Zangpo, and I am a resident of the State of Hawaii in the County of Maui. My physical address is 7903 Hana Hwy., Haiku, Hawaii, 96708. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

It is clear that the authors of this bill are enemies of personal freedoms, engaged in blatant corruption, and enemies of the General Citizenry. It is difficult to ingest this legislation as anything less than a declaration of war by the governing authors and supporters of this bill, upon the citizens of this state. It is my strongly felt opinion that the supporters of this this legislation be subject to thorough investigation, and probable prosecution for violation of oath of office, treason, and breach of public trust.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 6:48:32 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| shannon Jones | Individual | Oppose | No |

Comments:

I strongly oppose mandatory testing, tracking, quarantine, and vaccines !!!

We should be free to decide what goes into our bodies, and not forced by government control

to Poison our bodies.

ShannonJones

HB-2502-HD-1

Submitted on: 6/24/2020 6:49:35 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kevin J. Cole | Individual | Oppose | No |

Comments:

Aloha,

I am opposed to HB 2502. The state director of health is not the person who should have the power to declare a health emergency. That role resides with the Governor. This smack of a political attempt to circumvent accountability and have an appointed official supersede the role of publicly elected officials.

If the handling of CV-19 has proven anything, is that those who make the decisions regarding the public welfare must be accountable to the public.

V/R

Kevin J. Cole, Col USAF Ret.

Mililani

HB-2502-HD-1

Submitted on: 6/24/2020 7:17:47 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brandi Picardal | Individual | Oppose | No |

Comments:

I STRONGLY oppose HB2502.

As a concerned mother and resident of O'ahu, any kind of vague language making anything permissible by the government in relation to my child or my families health, is concerning to me.

This kind of vagueness language in HB 2502 leaves the door open to removing young children from their parents because of a perceived public health threat.

Giving anyone the power to remove a family member against their will shouldn't sit right with anyone. I also believe that anything mandatory must be complete and utterly free of risk. This bill is not free of risk to my families health and well being.

I sincerely urge the committee to oppose the bill as it is currently written.

Aloha,

Brandi Picardal

94-1415 Welina Loop

Waipahu, HI 96797

HB-2502-HD-1

Submitted on: 6/24/2020 6:49:38 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| christopher huffine | Individual | Oppose | No |

Comments:

This process needs to be more user friendly, so many hoops to jump through just to voice our feelings on the matter

HB-2502-HD-1

Submitted on: 6/24/2020 6:46:19 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------------------|---------------------------|---------------------------|
| duke | Testifying for Pohaku Nui Ranch | Oppose | No |

Comments:

This is a violation of our right and will cripple the economy. Also it's wrong to hid this in a bill dealing with mental health.

HB-2502-HD-1

Submitted on: 6/24/2020 6:53:41 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kekapala Dye | Individual | Oppose | Yes |

Comments:

I strongly OPPOSE HB2502.

There are too many variables not clearly defined. What is ment by "isolation"? I do not agree with this level of government intervention. This bill goes against our rights. I do not support it. Please veto and stop this bill asap.

Sincerely,

Kekapala Dye

HB-2502-HD-1

Submitted on: 6/24/2020 6:54:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| nayna patel | Individual | Oppose | Yes |

Comments:

I am oppsing this bill because it is to control citizens rather than their safety and feedom. this bill prevent you from flying out to your family and loved onse in emergrnicy circumstances, if you have fllwed symptoms. This bill would do exectly bill gates has been wanting for dacades to vaccinate everyone to depopulate the world. This is not created to stop the pandamic, its simply ito control people, take away their privacy and freedom. If it was thought to fix the pandamic why have this been talked about over dacades by bill gates that we need madatory vaccination to depopulate the world? Flue virus only alive and causing health issue in winter not in summer. why covid-19 virus treted differantly.

virus is virus they survive and die at the same temperature. Stop forcing citizens to do something they don't want to do. Are you taking any steps to prevent suicide from people loosing their jobs and businesses? Are you worried those who are suffering stress and dying from the shut down? Are you going to take responsibilities for those who gets health issues or death from vaccination? it looks like the governor is misusing his position to control peole

HB-2502-HD-1

Submitted on: 6/24/2020 6:55:16 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Valerie Wood | Individual | Oppose | No |

Comments:

I strongly oppose this communistic proposal. Voters voices must be heard for the children's sake! I am counting on the legislators to realize how crucial it is to erraticate this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 6:55:48 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Garret | Individual | Oppose | Yes |

Comments:

This bill is going against basic freedoms.

HB-2502-HD-1

Submitted on: 6/24/2020 6:49:59 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kristen Pacheco | Individual | Oppose | No |

Comments:

Aloha mai kakou,

I speak on behalf of my entire 'ohana. We fervently oppose HB2502. This bill is dangerous to our economy and would strip Hawai'i's citizens of their rights. This bill gives too much power to a single unelected person. Hear our voices. Shut this bill down immediately & completely.

Ka 'Ohana Pacheco

HB-2502-HD-1

Submitted on: 6/24/2020 6:58:33 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alec Wong-Miyasato | Individual | Oppose | No |

Comments:

I am concerned by the wording "he director of health can "take any action as deemed necessary" to prevent, prepare, respond, mitigate, recover from a serious outbreak of communicable or dangerous disease because the phrase "any action deemed necessary" is too broad and can have countless interpretations.

HB-2502-HD-1

Submitted on: 6/24/2020 7:00:21 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jessica Montero | Individual | Oppose | No |

Comments:

I am a resident in Honolulu County, Hawaii. I am writing to vehemently oppose this bill as it violates my constitution rights. There draconian measures violate my right of body sovereignty.

I implore you all to uphold the constitution and protect our rights as citizens.

Jessica Montero

HB-2502-HD-1

Submitted on: 6/24/2020 7:01:11 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Aja Eyre | Individual | Oppose | No |

Comments:

I oppose this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 7:03:05 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Steve LaFleur | Individual | Oppose | No |

Comments:

This bill strips citizens of their right to travel interisland to see their families. The fatalities from Covid 19 in Hawaii is minimal and these measures are extreme and dangerous to the liberty of movement.

HB-2502-HD-1

Submitted on: 6/24/2020 7:03:39 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---|---------------------------|---------------------------|
| Justin Petersen | Testifying for Several businesses here in Oahu. | Comments | No |

Comments:

I wish to voice my opposition to this bill. I strongly oppose this violation of basic constitutional rights afforded to every citizen. As a former US Marine, a current doctor, and owner of several businesses I strongly oppose this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 7:03:58 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jacob Brown | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Jacob Brown

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is Jacob Brown and I am a resident of the State of Hawaii in the County of Oahu.

After reading

HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502

related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States

Constitution, without meeting the burden of proof that the removal of such highly regarded and

well protected freedoms would be necessary. According to the bill, an apparently healthy

individual can be removed from their home and remanded to a quarantine facility, solely on

suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for

spreading infection.” However, it is not defined how the department would determine if an

individual or group of people would be at a “higher risk of spreading infection” and the Bill does

not provide for any burden of proof by the State or Department of Health to demonstrate that a

person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a

quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection,

even though the person is not presently infected. This person could be placed in a facility with

other individuals who may actually be carrying an infectious disease, and thereby contract the

very infectious disease from which the state was supposed to protect them. There are also no

safeguards specified in the bill to protect individuals once they are remanded to the quarantine

facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine

or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food,

lodging, and medical care, except for those costs covered and paid by the individual's health

plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States

which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of

individuals involved or to be affected by an order of quarantine or isolation is so large as to

render individual participation impractical”. This undermines the United States Constitutional

protection of individual liberties. A person may have extenuating circumstances, but the court

could decide to ignore the individual complaints and require an individual to be part of a group

without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating

medical disclosure forms at both arrival and departure points that would then be shared with

private entities. Health privacy has long been protected by HIPPA and should remain so. Text

from the Bill, “Collection, receipt, and use of the information may include the sharing of the

information between or among the department, other governmental agencies, and private

entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public

health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance;

and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 7:04:39 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jess bianchi | Individual | Oppose | No |

Comments:

I oppose this bill because it gives too much power over my body.

HB-2502-HD-1

Submitted on: 6/24/2020 7:09:54 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Christine Marr | Individual | Oppose | No |

Comments:

This bill proposes serious overreach by unelected officials to mandate restrictions of liberties, penalties without due process and to do so without public or legislative input. Vague and broad aspects of the bill are dangerous. I oppose and urge you to Vote No on HB2502.

HB-2502-HD-1

Submitted on: 6/24/2020 7:11:48 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Akiko Nouchi | Individual | Oppose | No |

Comments:

Do not pass this bill. I will not give up my privacy OR my rights as a resident of the county of Honolulu and citizen of this great country. I will be watching and voting come election time so I suggest you do as I say and kill this bill immediately.

HB-2502-HD-1

Submitted on: 6/24/2020 7:15:02 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nat | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:19:25 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kourtney J Knox | Individual | Oppose | No |

Comments:

I respectfully oppose this bill that would strip the power and rights of an individual/the people of Hawaii, as well as my own sovereignty to make my own choices regarding health. I especially oppose vaccination mandates specifically when they have not been safely tested and gone through legislation.

HB-2502-HD-1

Submitted on: 6/24/2020 7:21:07 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-------------------|--------------|--------------------|--------------------|
| Dr. Kelly Walters | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Dr. Kelly Walters

DATE: Tuesday, June 23, 2020

My name is Dr. Kelly Walters and I own a home in Maui. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

One of the most glaring and dangerous proposals in this bill is conferring such strong dictatorial executive powers to an *unelected* official. In this is case, the Director of Health. That is contrary to the principals of our constitutional democratic govenment; and there are no checks or balances present. This is an irresponsiple proposition which threatens and endangers both our civil rights and our physical health.

I also sincerely believe this bill has a large potential to severely cripple the fragile and tourist dependent economy of our great state.

It is very clear upon examination of this bill that it serves to radically remove numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill

does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

Furthermore, I expressly object to the use of funds collected under the bill for purposes other than public health.

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 7:22:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Wendy Barnfield | Individual | Oppose | No |

Comments:

Dear Hawaii Legislators

I oppose bill HB2502. With what we have currently experienced with quarantines and closing of businesses and essentially our tourism industry with the collapse of our state's economy , this bill gives potentially more power to even more people who are not an elected official, and gives more extention of length of time to be quarantined which I oppose. This gives power to lock down our state at even a greater threat to the people of Hawaii. This suppresses our constitutional rights. With the person not being an elected official , they would have too much unchecked power. I oppose this bill HB2502.

Sincerely,

Wendy Barnfield

HB-2502-HD-1

Submitted on: 6/24/2020 7:22:34 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Darnee Brighter | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:22:56 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amber St John | Individual | Oppose | No |

Comments:

I do not support the passing of this bill. It is a violation of our rights regarding disclosure of personal medical history and body autonomy.

HB-2502-HD-1

Submitted on: 6/24/2020 7:23:43 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brittany | Individual | Oppose | No |

Comments:

The Director of the Department of Health is not an elected official and does not represent the opinions of the people of Hawaii and so decisions made by the Director of the Department of Health should not override decisions of the elected governor or the people of Hawaii who elected the governor.

This is government overreach. The government should not decide who is allowed to be free and who isn't, who is allowed to provide for their family or who isn't or dictate who is allowed to see family and friends and who isn't.

The government has no place in health care. Decisions for personal hygiene, medication and treatment should be left to the individual with no exceptions.

This is a disgusting overreach of power and this will only hurt the mental and physical health of residents as well as hurt the tourist economy and the people of Hawaii that rely on the tourist industry to provide for their family.

HB-2502-HD-1

Submitted on: 6/24/2020 7:24:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Greg Mohnkern | Individual | Oppose | No |

Comments:

Gutting and replacing a bill of such magnitude shows the arrogance of our state legislators. DOH should not be given such extraordinary authority granted under this bill. The verbage regarding "isolating" is also entirely to vague. Are wer talking concentration camps?

HB-2502-HD-1

Submitted on: 6/24/2020 6:57:52 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mario | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:27:26 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| francis spalluto | Individual | Oppose | No |

Comments:

HB2502_Testimony

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Francis Spalluto

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Francis Spalluto and I am a resident of the State of Hawaii in the County of Maui. Address 104A Ike dr. Makawao 96768. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

HB-2502-HD-1

Submitted on: 6/24/2020 7:28:37 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kyla Satterfield | Individual | Oppose | No |

Comments:

The proposed bill HB2502 is another shocking and egregious example of governmental over-reach and tyranny. This bill is a power grab. It is trying to claim the government has the right to screen all travelers entering or existing Hawaii, subjecting them to intrusive questionnaires, testing, investigating, monitoring, quarantining and isolation. It claims the right to do this under the pretext of protecting "public health." This bill is a blatant violation of our unalienable, sovereign human rights, including some which are enshrined in the US Constitution and Hawaii State Constitution, such as the 4th amendment right to be secure in our person without being subject to searches and seizures (unless there is a warrant based on probable cause). As stated clearly in one of the founding documents of this nation, the Declaration of Independence, governments are only instituted to secure the rights of the people (not to protect public health) and may only govern with the consent of the governed. On both counts, this bill misses the mark; it violates the rights of the people and it does so without the consent of the governed. Government does not have the power, and may never try to claim the power, to make health decisions for people or to use forced medical interventions. The proposed procedures in this bill fall under the definition of forced medical interventions. This bill destroys our freedom, destroys human rights and changes the nature of our government from a democratic one, which serves the people and protects our rights, to a dictatorial one, which controls the people and violates our rights.

The voting of yes on this bill would be a outrageous betrayal of your oath of office and to the spirit of freedom and human rights, which so many have given their lives to promote.

The evidence shows the Government over-reacted to COVID and caused much tangible damage to the people of Hawaii with its lockdown restrictions, including an increase in depression, anxiety, stress, domestic violence, child abuse and suicide. Come out of fear and THINK CLEARLY. Do not give the Government more power, permanent power, to monitor our lives indefinitely.

HB-2502-HD-1

Submitted on: 6/24/2020 7:28:43 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Peighton Bryce | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 as it is unconstitutional and takes away from my human rights/freedom.

No government should control my body or my children's body. I am not comfortable with a mandatory vaccination.

HB-2502-HD-1

Submitted on: 6/24/2020 7:30:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Breon Michel | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:33:28 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|-------------------------------------|---------------------------|---------------------------|
| Ron Defoe | Testifying for The People of Hawaii | Oppose | No |

Comments:

Dear Committee,

After reviewing HB2502 HD1-SD1 I, Ron Defoe, is in opposition. I request the bill gets amended. Domestic and interisland travellers should be exempt from all possible actions that can be imposed from this bill. Individuals who are departing should also be exempt from all possible actions that can be imposed from this bill.

The "screening" procedure should be released to the public to allow feedback. Officials should then amend the screening guidelines based on the feedback. This should happen for three rounds prior to the "screening" procedure going into effect.

Provide the public with clear steps that will be taken during the quarantine and isolation protocol by officials. For example, provide a concrete description on what is meant by "restriction of movement or confinement."

Thank You,

Ron Defoe

HB-2502-HD-1

Submitted on: 6/24/2020 7:33:45 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Radamis Dowdel | Individual | Oppose | No |

Comments:

I Radamis Dowdel oppose HB2502 it grossly violates human rights

HB-2502-HD-1

Submitted on: 6/24/2020 7:39:47 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Deniss | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:25:51 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bryce Evert | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:40:36 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Samantha Garney | Individual | Oppose | No |

Comments:

I strongly oppose to this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 7:42:13 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Corinne Kramarenko | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:43:18 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Moorea Wolfe | Individual | Oppose | No |

Comments:

This violates the constitution and is horribly wrong and unethical and unnecessary for all people involved. This is crimes against humanity. This needs to stop. We all know the Covid pandemic is a staged psychological operation and its horrible for the economy. The people in charge should be fired and have no clue what they are doing and are clearly have their own interests and agenda in mind. We want our lives back! Stop lying to us! Give us our freedom back. Don't ever consider such a horrible bill such as this. If you care about humanity, don't pass this corrupt bill.

HB-2502-HD-1

Submitted on: 6/24/2020 7:39:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| A. russell | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER:

A. Russell

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is A. Russell and I am a resident of the State of Hawaii in the County of Kauai My physical address is Kapa'a], HI 96746. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This is not in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 7:50:30 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Faye Nago | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 7:50:31 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amber David | Individual | Oppose | No |

Comments:

My name is Amber David. I am born and raised here in Hawaii on the Big Island. I am a mother of 3. I STRONGLY OPPOSE HB2502 SD1 relating to health.

HB-2502-HD-1

Submitted on: 6/24/2020 7:50:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kevin Lee | Individual | Oppose | No |

Comments:

Dear representatives,

Please do not pass this bill to have a non elected official make very big decisions. This goes against our system of checks and balances. During this time of political unrest, this is the last thing we need.

Sincerely,

Kevin Lee

HB-2502-HD-1

Submitted on: 6/24/2020 7:51:44 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Louise Lambert | Individual | Oppose | No |

Comments:

In the name of each individuals health, our civil liberties, our constitutional rights, personal sovereignty over our bodies and the unclarity of what is a health emergency, please oppose this HB2502 bill.

HB-2502-HD-1

Submitted on: 6/24/2020 7:50:30 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jessica haley | Individual | Oppose | No |

Comments:

It is my civil right to decide what I put in my body and I refuse to put something untested like a Covid vaccine. This is not right and everyone should be able to make their own decisions when it comes to vaccinations. You will hear a massive uproar and major protests if you go through with this.

HB-2502-HD-1

Submitted on: 6/24/2020 7:52:53 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lancia | Individual | Oppose | No |

Comments:

OPPOSE THIS BILL.

HB-2502-HD-1

Submitted on: 6/24/2020 7:52:27 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| candyce richardson | Individual | Oppose | No |

Comments:

I absolutely oppose this bill. It is unconstitutional to force people to have mandatory vaccinations or face penalties given that the overwhelming FACTUAL evidence regarding COVID-19 clearly shows that it is no more or less lethal than that of other viruses that don't require vaccination.

HB-2502-HD-1

Submitted on: 6/24/2020 7:55:23 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|-----------------------------------|---------------------------|---------------------------|
| Sylvia Dolena | Testifying for Conscious Commerce | Oppose | No |

Comments:

Although I support caution and restrictions regarding COVID-19, this sounds very severe and I strongly oppose HB 2502 gut and replace bill. Continuing to erode our civil rights will result in unintended consequences. No one will want to visit here. The public will not stand for this.

Mahalo,

Sylvia Dolena

Conscious Commerce Coaliton

HB-2502-HD-1

Submitted on: 6/24/2020 7:55:27 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| basil | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:00:24 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Craig Nakatsuka | Individual | Oppose | No |

Comments:

Dear members of the Commerce and Consumer Protection and Health Committee

I am opposed to Hb 2502 HD1.

While I am not necessarily opposed to the objective of having law enacted in consideration of future health related crises such as this current pandemic, I am strongly opposed to the method of rushing this bill through via the "gut and replace" process. The ramifications of such a bill if passed have such profound consequences in terms of the emergency powers of government, the that should NOT BE A RUSH to passing such a measure during this session. Clearly, the gravity of such a bill requires considerable more thought and evolving public attitudes over this current crises. Please do NOT pass this bill during this legislative session.

Craig Nakatsuka

HB-2502-HD-1

Submitted on: 6/24/2020 8:02:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Candace Gutierrez | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Candace Gutierrez

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is Candace Gutierrez, a resident of the State of Hawaii in Pearl City (96782) on Oahu. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and strongly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:02:08 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Holly Malloy | Individual | Oppose | No |

Comments:

This is an assault to our civil rights, and an over reach of government power. I strongly oppose this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 8:02:35 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Julia Smith | Individual | Oppose | No |

Comments:

I fully oppose this bill, along with the vast majority of the state.

HB-2502-HD-1

Submitted on: 6/24/2020 8:04:39 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Marcus Leong | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:04:45 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Angela Peterson | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:05:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|--------------------------------------|---------------------------|---------------------------|
| Rev. John Kunesh | Testifying for Universal Life Church | Oppose | No |

Comments:

Honorable Hawaii State Representatives,

I share my concern and opposition to this bill as written.

The belief that this bill will protect us is erroneously fearbased in the confusion of media, politic agendas and a scientific community still adapting to the covid-19 pandemic. This bill challenges our religious and spiritual freedoms under the illusion of enforced protectionism.

I question such legal language that leaves the door open to “other actions deemed necessary” during any declared public health emergency, and a \$5000 fine if refused.

I question this Bill giving excessive power to an unelected Director of DOH to declare an emergency with no time constraints and making the DOH exempt from Chapter 91, and possibly mandating a vaccine for all school kids, ignoring public voice or a due process through our elected legislature, when an emergency is declared.

I pray the decisions you make to guide the people of Hawaii will balance protection and freedom in every way conceivable.

Respectfully for your consideration,

Rev. John K Kunesh,
Universal Life Church Kauai

HB-2502-HD-1

Submitted on: 6/24/2020 8:06:50 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Michal Carrillo | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Michal Carrillo

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Michal Carrillo and I am a resident of the State of Hawaii in the County of North Hawaii.. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 7:53:39 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| susan higa | Individual | Oppose | Yes |

Comments:

Dear Honorable Legislative Members,

I am writing to STRONGLY oppose HB2502 SD1.

The advent of global flu pandemics and viral outbreaks are timed with the major introduction and proliferation of man made electrical systems starting with the telegraph poles in the late 1800's. You can read about this in The Invisible Rainbow by Arthur Firstenberg. Prior to these technologies, there were only infrequent and isolated cases of flus. We are bio electric in our make up and these technologies that have been such a boon to humanity is now speedily moving us in the direction of disease.

We have no sensors in our system that alerts us to the dangers of continuous radiation frequency overload. However the cells in our body absorb the radiation frequencies and perceive it as a viral attack. This is evident by the chronic stress the body undergoes and rapid decline of white blood cells when exposed to wireless device/cell tower radiation frequency. Red blood cells rouleaux (stacking like coins) impeding circulation and delivery of oxygen.

Human DNA comes embedded with human endogenous retroviruses. These are viruses already in us, but they are silenced by the mechanisms of methylation and acetylation. Exposure to frequencies from wireless devices destroy these mechanisms thereby 'freeing' these retroviruses which cause disease, and further develop into some types of cancers like breast, colon and stomach. Drastically reducing exposure to radiation frequencies and toxic food, water, air have shown to reverse these retroviruses back to their dormant states.

Melatonin is an anti-cancer/anti-aging/anti-oxidant 5x more stronger than vitamin C and twice that of vitamin E. It is produced by the pineal gland which is extremely sensitive to light. This is why melatonin is only produced at night, and why bedrooms should be darkened. Visible light also carries frequencies, and the pineal gland cannot tell the difference between light frequency and radiation frequency so if WiFi/cell phone is on or the cell tower outside the bedroom window is emitting radiation frequencies melatonin will not be produced. Without melatonin the body can not regenerate/rejuvenate, leading to rapid aging and disease. Fluoridated water calcifies the pineal gland therefore disables it from producing melatonin.

We are indeed faced with an invisible enemy but thus far we have been distracted. The true culprit at large here is the proliferation of radiation frequencies via cell towers/phones/WiFi which drastically undermine our body's electrical system perpetuating disease in all its avenues. No amount of testing and endless quarantining is going to solve the pandemic because we are barking up the wrong tree. Not much will change until the source of our bodily destruction is brought to light. All efforts to contain will be wasted especially with rollout of 5G which promises to emit frequency levels that humankind has never before been exposed to.

The ability to contain COVID19 lies in strengthening our immune system but all the additional sprouting of new cell towers and antennas while we were conveniently locked up at our homes is taking us in the direction of disease instead of health and healing.

It feels increasingly like Chicken Little and it's friends, for the sake of 'safety', 'security' and 'our own good' mandates are introduced first as 'safety measures' but in time it is a double edged sword that erode our liberty.

I strongly oppose HB2502 SD1.

Thank you.

Susan Higa
Wailuku

HB-2502-HD-1

Submitted on: 6/24/2020 8:08:14 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nita Simmons | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:09:27 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| James J Hood | Individual | Oppose | No |

Comments:

This bill reads like the blueprint for a dystopian novel. It transfers WAY too much power to unelected and unaccountable bureaucrats and violates our constitutional freedoms in several ways. I strongly oppose this bill!

HB-2502-HD-1

Submitted on: 6/24/2020 8:09:50 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nathanael Marquez | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:12:06 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|------------------|--------------|--------------------|--------------------|
| David Youngblood | Individual | Oppose | No |

Comments:

To Whom It May Concern:

My name is David Youngblood, I am a resident of the State of Hawaii in Maui County, in the city of Makawao.

After reading proposed bill HB2502 related to health, I am writing my testimony in **STRONG OPPOSITION** to HB2502!

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against

their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

PLEASE NOTE: In the above testimony I have registered my opposition to proposed health bill HB2502 by citing the constitutional and indeed humanitarian injustices that are implicit to the bill. Now, I wish to add my personal voice to this message:

As an individual with elderly parents in declining health, if HB2502 were passed I would be unable to see my parents again before their death. Or, by taking the risk to leave Maui in order to see them on the other side of the country, I would risk being unable to return to my own home.

I implore you to take a step back from your focus over the spread of Covid-19, and recognize that we are on the precipice of repeating the same conditions which saw the rise of Nazi Germany more than eighty years ago. You may consider this an exaggeration. It is not. Your willingness to see the bigger picture of this monstrous and inhumane HB2502 proposition, will determine whether or not history repeats one of its most ghastly shameful hours. Please recognize the diastrous and gut-wrenching long-term implications of bill HB2502 which mark the entrance into a dictatorial society.

Our entire human genome is built upon viruses. Indeed, this entire planet was created by them. They are in the air, food, soil and water. They even live inside of our cells. **VIRUSES ARE US.** They are part of our lives in the deepest way imaginable: human life could not have evolved on planet earth were it not for the genetic sharing and propagation which occurs through viruses entering into our bodies and delivering their genetic information into our nervous systems. Viruses were the original internet of life on planet earth and continue to be the way we remain a healthy and physiologically evolving global population. To be clear, the reason this war is being waged on Covid-19 is **NOT** out of a desire to protect the preciousness of life. Proposed bill HB2502 achieves our safety by what--removing our freedoms? If you truly wish to limit the impact of Covid-19 then there are myriad opportunities to do so which do not necessitate waging war against Covid-19 or us, the state's citizens.

There are examples around the world from countries such as Sweden who have, since the start of the contagion, chosen not to abide by the same punishing requirements for quarantine and isolation of individuals, who have lower number of so-called "covid related" deaths than we do now. Furthermore, there are many other examples, such as medical doctors in Italy, who have realized *tremendous* success treating the pulmonary symptoms of Covid-19 with simple blood thinners, observing dramatic improvement in the health of patients within hours or days, once they realized that the hypoxic condition of patients was being caused by blood coagulation issues only secondarily related to what we think of as "the virus". There is also now a breakthrough in the form of Dexamethasone, an over the counter steroid, which UK scientists have joyously reported cures Covid patients from their symptoms and contagion to a staggeringly high percentage with *certainty*. Indeed, there are many, *many* ways to creatively address concerns for the continued spread of this contagion beyond the barbaric measures proposed in HB2502. Therefore, it is abundantly clear that the true function of proposed bill HB2502 is not simply the reduction of Covid-19, but rather the removal of freedoms from the citizens of this state and country.

This bill is a wolf in sheep's clothing, effectively proposing to remove civil liberties and human rights from the citizens of this state, to be replaced with a reductionist badge of "infected" or "clean". To be clear, this bill is advancing the conditions and perspective for **CONCENTRATION CAMPS** within our society, state and country. This is neither an exaggeration nor a dramatization of the proposed HB2502 bill.

Thank you for hearing my testimony **AGAINST** HB 2502. As you proceed, please consider whether you would support the conditions which birthed Nazi Germany. If not, then vote down this bill.

Sincerely,

David Youngblood

HB-2502-HD-1

Submitted on: 6/24/2020 8:13:49 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Beth Hood | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:14:37 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------------------|---------------------|---------------------------|---------------------------|
| Rachel L. Curnel Struempf DEM | Individual | Oppose | No |

Comments:

I strongly oppose this bill.

Hawaii and COVID19: The Power to Choose

Our geography as an island presents us with a unique opportunity regarding COVID19 transmission.

I want to express my opinion that we should keep 2 week quarantine as long as necessary. Some will argue that the virus will become endemic, and better to hope for herd immunity. But the truth is, we really don't know, no-one actually knows, and I personally would rather return to business as usual in the islands without a repeat of the lock down. And what a blessing that as an island state we have an option !

Also, there is so much controversy over vaccines; half the people I speak with have no intention of ever getting one. And it would be very presumptuous to assume an effective and safe vaccine will come to the market anytime soon.

We have some brilliant creative minds on the islands. I hope that my ideas can add some value to the conversation.

The 2 week quarantine could be done creatively, and in some ways, improve the quality of tourism on the islands. It is true that tourists would need to commit to longer vacations, no one wants to spend their entire vacation in quarantine, but with the right accommodations , services and management, the 2 week quarantine will be worth it to many. Yes, there will be a drastic decrease in tourism, but if we don't take these steps, then the whole local economy will go back into hibernation, with many small businesses dissolving.

I can imagine a scenario with AirB&B rentals becoming certified as a quarantine retreat. As long as the rental has it's own bath, kitchen, and is a separate living area, hosts could help provide food drop off, or at least give the visitor all the necessary numbers to call. And if the host lived on the property as well, there would be that extra layer of security in terms of visitors staying put. I'm sure visitors from cold climates would appreciate a private outdoor area or porch. Hotels could also find creative ways to manage quarantined visitors.

Once the visitors are cleared then they are free to go anywhere, which will feed the tourist industry at least a little. Clearly most businesses dependent on fast tourism would suffer, but it would be so much easier and more economical to support those businesses than to support all of us.

If we combined testing with 2 weeks of quarantine we could get rid of our masks and fully open businesses.

I can imagine a training to certify Quarantine Hosts and Quarantine Locations. Also, we could change the car rental procedures so that there are certified cabs or Ubers to transport folks from the airports to their quarantine locations. It might even be worthwhile for those transport services to be subsidized. These vehicles would have plexi glass separating the driver and a washable sheet for them to sit on, and lots of disinfecting between passengers. They are delivered to their location and the host takes an active part in making sure they have a positive experience. At the end of the quarantine, car rental companies can deliver them a car.

It would attract a different population; either unemployed or retired people who have time and money, and don't mind escaping cold climates in the freezing winter and spending 2 weeks in a place with a small yard or lanai, if in an air B&B they may be able to take walks depending on the location, they will have kitchens and grocery delivery and take out.

Hopefully a strict quarantine with certified locations would keep out all the people who would not obey the protocol.

Even though it would radically cut down on tourism, I think many people would go through the 2 weeks in order to be someplace where they feel safe and healthy. They will spend a lot more time here, but it will generate a different type of tourism, not so fast paced. I also think it is worth considering because I see the writing on the wall, and I think the future of climate change will necessitate a lot less air travel. Maybe we should start to gear up for a more sustainable, local economy which accommodates a slower paced tourism; instead of people coming to Hawaii frequently, maybe it will be a once or twice in a lifetime trip.

My daughter is thinking of coming home, and if she does I will quarantine her whether it is a requirement or not, I cannot bear the thought of bringing COVID on the island if she were to get infected on the plane. If quarantine hosts felt the social responsibility, I think this could work out. Of course if they didnt, their name would be in the paper.....

If all the islands became free of COVID, we could do inter island travel with no problem. Just keep the flight crew inter island only.

Perhaps this is an opportunity to become a healthier and more sustainable society. We have so many challenges ahead of us, I think the 2 week quarantine is a better option than a possible lockdown. Also, if many people get sick, it will shut down the economy anyway, as many people will not want to go out. We might be better off financially to go with this idea in the long run.

I also want to mention, as an acupuncturist/health care provider for 45 years, that there are many viruses that become chronic debilitating conditions. Right now, I have 2 friends on the mainland who have had COVID19 for over 60 days, with symptoms now manifesting as chronic fatigue. So the numbers are not really just about infection/hospitalization/death; there is a spectrum of implications for this virus. And we know autoimmunity reactions are manifesting in some. All these factors should be considered in ultimate health care costs.

Lastly, we dont know or understand everything about this virus yet, but I think my plan should be considered for the coming months. We could have a COVID FREE HAWAII :)

Much Aloha,

Sarah West, L. Ac.

HB-2502-HD-1

Submitted on: 6/24/2020 8:15:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| james | Individual | Oppose | No |

Comments:

I oppose all rules or laws that leads to overreaching tyranic government behavior.Govenor Ige and Kirk Caldwell already tortured us enough with there communist Shut Down,Lock DownCheck Points and Curfews.They let over 900 prisoners out of jail and put innocent civilians in jai and fine them.Those dictators should be jailed.Laws should be just.SB2502 is Tyranic."When Injustice becomes Law,Resistance becomes Duty"Thomas Jefferson.

HB-2502-HD-1

Submitted on: 6/24/2020 8:16:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kathleen Carr | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Kathleen Carr

DATE: Wednesday, June 24, 2020

Aloha,

My name is Kathleen Carr and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is 84-5056 Keala O Keawe Rd., Captain Cook, HI 96704. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Kathleen Carr

HB-2502-HD-1

Submitted on: 6/24/2020 8:17:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Shirin Hunt | Individual | Oppose | No |

Comments:

I strongly oppose this bill as does my family.

HB-2502-HD-1

Submitted on: 6/24/2020 8:17:45 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| wendee | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Wendee Julian

DATE: Tuesday, June 24, 2020

Good afternoon,

My name is Wendee Julian and I am a resident of the State of Hawaii in the County of Maui. My physical address is 3014 Old Haleakala Hwy, Makawao Hawaii, 96768 After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 8:18:39 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| David Hamlin | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Marnie Meuser

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Marnie Meuser and I am a resident of the State of Hawaii in the County of Maui. My physical address is Kihei, HI 96753. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to

render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Ella Powell

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is Ella Powell and I am a resident of the State of Hawaii in the County of Maui. My physical address is 1850 Olinda Road (redacted for privacy), Makawao, HI 96768. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community. The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

Thank you for hearing my testimony AGAINST HB 2502.

Sincerely,
Ella Powell

HB-2502-HD-1

Submitted on: 6/24/2020 8:21:17 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Maugana Stiastry | Individual | Oppose | No |

Comments:

Good afternoon,

My name is Maugana Stiastry and I am a resident of the State of Hawaii in the County of Maui. My physical address is 104 A Ike Drive , Makawao, HI , 96768. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

HB-2502-HD-1

Submitted on: 6/24/2020 8:21:49 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Anitra Zander | Individual | Oppose | No |

Comments:

Aloha,

I oppose HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 8:22:01 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Maris Galban | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:22:24 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jillian Smith | Individual | Oppose | No |

Comments:

I oppose bill HB2502. No resident should be forced into vaccinations. It can be strongly suggested or urged, but even under emergency situations, it cannot be forced or made punishable. These are new vaccines and drugs that have not had time to be tested sufficiently.

thank you,

jillian smith

HB-2502-HD-1

Submitted on: 6/24/2020 8:19:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Manon Salvi | Individual | Oppose | No |

Comments:

I strongly oppose to HB2502 HD1.

From: [Richard Foster](#)
To: [CPH Testimony](#)
Cc: [Richard Foster](#)
Subject: RE: My testimony OPPOSING HB2502
Date: Wednesday, June 24, 2020 6:00:52 PM

Dear Senator Baker,

I just learned about Bill HB2502 and immediately called your office to voice my opposition to HB2502 which is to be heard in the Senate Chamber tomorrow... your office receptionist kindly assisted me and suggested I submit my opinion in Testimony regarding this pending legislation bill.

This Bill represents a frightening move by our State Legislature to put a law in place that can be abused by any current or future Director of DOH to leverage extreme restraint of all travelers to the state of Hawaii and compromises their civil rights. Bill HB2502 also infringes on the civil rights of all residents of Hawaii and can have an extreme impact upon our economy. HB2502 further represents a state overreach of the Constitutional Rights of citizens of the United States of America entering, or living in the state of Hawaii. As a resident of Molokai and taxpayer of Hawaii. I STRONGLY OPPOSE HB2502.

This bill ...HB2502... gives the Director of DOH the right to require mandatory testing, tracking, quarantine, and leaves the door open to “other actions deemed necessary” during declared public health emergencies represents unbridled power to an individual no matter what their personal judgement or best intentions might be.

HB2502 gives the Director of HD power greater than our elected Governor to declare a public emergency and gives s/he no time constraints... and a mandate to impose severe fines at will on individuals.

HB2502 makes DOH exempt from Chapter 91: which means they could mandate a C19 vax for all school kids without public input as long as a declared emergency exists. Another over reach of citizen rights.

HB2502 uses the word “isolation” along with “quarantine” ... which should move us to remember Nazi encampment of citizens.

HB2505 further gives our state government officials power to collect health information on citizens and blocks our citizens from the legal right to subpoena, discovery or introduction of evidence if a citizen chooses to defend their civil rights in court.

HB2502 is a draconian measure that undermines the civil rights of all people that travel to and/or reside in Hawaii and must be rejected as an extreme overreach of our civil rights and realignment of power and responsibilities of those Governing the state of Hawaii.

Respectfully submitted by Richard Foster, Molokai Hawaii

HB-2502-HD-1

Submitted on: 6/24/2020 8:25:03 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| David Russell | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:27:40 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kristin K Lipman | Individual | Oppose | No |

Comments:

I oppose HB2502 HD1 because I feel my rights will be taken away. I am opposed to the vaccine and I don't want to be forced to do something of which I am opposed.

HB-2502-HD-1

Submitted on: 6/24/2020 8:33:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nathan Okuma | Individual | Oppose | No |

Comments:

To whom it may concern,

I strongly oppose HB2502 HD1 because it infringes on my constitutional right to freely travel. Because of Covid 19, there should be no reason for the government to ignore the constitutional rights of the people. Thank you.

HB-2502-HD-1

Submitted on: 6/24/2020 8:33:54 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| melissa kamber | Individual | Oppose | No |

Comments:

I highly oppose mandatory vaccinations this could be a huge health risk for our children

HB-2502-HD-1

Submitted on: 6/24/2020 8:37:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| rachel byrd | Individual | Oppose | Yes |

Comments:

ABSOLUTELY NOT

HB-2502-HD-1

Submitted on: 6/24/2020 8:38:10 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Grace Young | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:38:18 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jason Stanwood | Individual | Oppose | No |

Comments:

This is unscientific, unconstitutional tyrannical overreach, and this bill should not be passed. shame on ALL that think this is a good idea.

HB-2502-HD-1

Submitted on: 6/24/2020 8:38:47 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Numia Tatom | Individual | Oppose | No |

Comments:

Oppose this bill. This bill violates our rights for freedom of choice. It is an over reach by our government for control. COVID-19 has been over exaggerated and grossly over diagnosed. There is no evidence that a mandatory vaccine is necessary and the right for the DOH to force vaccines for healthy people and to rip families apart and isolate them to quarantine is despicable. There have been 835 cases of COVID-19 identified in Hawaii. Of those cases, 13% have required hospitalization (approximately 108 people) and 17 people have died. More people in the state of Hawaii have been hospitalized from complications of the flu and more have died from the flu than from COVID 19. This bill is completely unnecessary and is a huge over reach of power.

HB-2502-HD-1

Submitted on: 6/24/2020 8:40:54 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Don V. Lax | Individual | Oppose | No |

Comments:

I categorically oppose this measure on the grounds that it is completely unconstitutional and gives way too much unbalanced power to the DOH without any checks or balances. I am responsible for my own good health.

Thank you, and aloha-

Don V Lax

HB-2502-HD-1

Submitted on: 6/24/2020 8:46:43 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kayden radhe | Individual | Oppose | No |

Comments:

I have read the amendended stipulations of this bill and it is much too far overreaching of governmental control of human rights to make choices in our health and wellness. I do not agree with the measures listed in this Bill. This is an abomination of a bill to keep people controlled I vehemently oppose this bill for the sake of all people traveling and living in Hawaii, this is not something that is healthy for our community to be forced permanent travel restrictions with certain health related actions that would be forced onto us...if we choose to travel. This not something that I or any human should be subjected to.....and I implore you to look deeper into the bill to see what this could really mean. We the People do NOT CONSENT.

HB-2502-HD-1

Submitted on: 6/24/2020 8:49:13 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Theresa Rosario | Individual | Oppose | No |

Comments:

To take away our rights to gather is fundamentally breaking our constitutional rights and apposes the freedoms that many died for.

HB-2502-HD-1

Submitted on: 6/24/2020 8:50:01 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Corrie Novak | Individual | Oppose | No |

Comments:

I strongly oppose this bill. It would be removing so many of our basic human rights and is not going to allow life to move forward in any way. Reading this I am in complete disgust.

Saying yes to this bill would mean that you have no empathy for the residents of Hawaii and their quality of life.

HB-2502-HD-1

Submitted on: 6/24/2020 8:30:55 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------|--------------|--------------------|--------------------|
| Lloyd Anderson | Individual | Oppose | No |

Comments:

As home owners on the mainland as well as in Hawaii we travel between both several times each year. I find this to be nightmare for us and others. I understand that the bill is to keep Hawai'i safe. The threat of a virus will eventually pass as it does every year and next year will have another. I believe that if it gets down to it people would prefer to die standing up over living on their knees for the rest of their life as people do in North Korea. Hawaii does **NOT** need a *permanent law* that would restrict the travel of others. This law must **NOT** be allowed to pass.

I STRONGLY OPPOSE HB 2502

Respectfully,

Lloyd Anderson

HB-2502-HD-1

Submitted on: 6/24/2020 8:52:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| christopher Parks | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:53:32 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|-------------------------------|---------------------------|---------------------------|
| matthew | Testifying for local resident | Oppose | No |

Comments:

I strongly oppose HB2502

HB-2502-HD-1

Submitted on: 6/24/2020 8:55:11 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Robert Bosco | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:50:41 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alea Tupua | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:56:05 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| alexis king | Individual | Oppose | No |

Comments:

I oppose this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 8:56:38 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| katherine f Kanyuck | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 8:55:42 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mindy Doyle | Individual | Oppose | No |

Comments:

I strongly oppose COVID-19 testing, contact tracing, and quarantine. According to antibody testing in Los Angeles county, Santa Clara (San Fransisco, CA) county, New York, and a hard hit town in Germany, the recovery rate of COVID-19 is 99.5%-99.7 percent. (This number includes the fact that 1/3-1/4 of the deaths have been in nursing homes. If greater protections are put into place in nursing homes, the recovery rate would be even higher, higher than 99.6%!!) This does not warrant oppresive policies that hurt citizens, trample their rights, and damage the economy/destroy jobs.

It's a well-known fact that COVID-19 testing leads to a significant percentage of false positives and false negatives. Testing is not going to protect HI from COVID-19. And with a 99.6% recovery rate, it's not some scary virus that the media and some elected leaders have made it out to be anyway.

Additionally, from a common sense perspective, someone could test negative for COVID-19 3 days before arrival in Hawaii, yet still turn out to be COVID-19 positive and spread the virus in the state. Yet continuing to keep the state essentially closed to tourism for all practical purposes is unrealistic unless you want to destroy this state altogether.

While some in Hawaii do not currently object to the overly strict measures Govenor Ige has imposed, when unemployment benefits run out and more people can't make ends meet, things are going to change.

Sadly, more local people are going to be forced to move to the mainland. Also, many people who simply oppose these draconian measures in general and want to live in a state that doesn't squash freedoms/rights & destroy businesses + jobs, for a virus with a 99.6% recovery rate, will also flee from Hawaii to other states.

The elected officials of HI are on the verge of making decisions that could sink this state. Hawaii is a special place and I sincerely hope you will make reasonable decisions based on facts, not politics. A virus with a 99.6% recovery rate is not a terrifying reality worthy of draconian measures like mandatory testing, contact tracing, or mandatory quarantines. To put this into perspective, the current number of US COVID-19 deaths is 124,000. The annual US death rate from influenza is 12,000-64,000 every single year, year after year after year after year, despite having a flu shot and despite having been

around for 500 years. The US death rate from heart disease is 600,000 annually, and the US death rate from cancer is another 600,000. That's over a million US deaths annually, every single year, just from those 2 diseases, yet we take no drastic measure as a country to prevent those deaths (shut down restarants serving unhealthy foods, ban unhealthy food in grocery stores, ban most carcinogens). 1,200,000 deaths every single year! Why are we overreacting as a nation to COVID-19? Clearly this isn't about health and welfare. This has become a political issue. HI is obviously one-sided politically, possibly more so than any other US state (even the "republicans" here act like democrats), but that is no excuse for taking these drastic measures that will ultimately hurt this state for a very long time.

HB-2502-HD-1

Submitted on: 6/24/2020 8:56:54 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Wayne Lo | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Wayne Lo

DATE: Tuesday, June 23, 2020

Good evening,

My name is Wayne Lo and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is *** (redacted for privacy), Kailua-Kona, HI 96740. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms!

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Best Regards,

Wayne Lo

HB-2502-HD-1

Submitted on: 6/24/2020 8:58:02 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alexandra Love | Individual | Oppose | No |

Comments:

Contract tracing is a violation of our Constitutional rights. We have a reasonable expectation of privacy which would be infringed upon, a warrantless search by the government (even if going through a third party) and is a violation of our 4th amendment rights. We are better off risking some loss of life than giving into policies that will inevitably lead to a tyrannical government. I firmly oppose this bill!

HB-2502-HD-1

Submitted on: 6/24/2020 9:18:58 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Valerie Robinson | Individual | Oppose | No |

Comments:

I do not support this bill. It is unconstitutional and I don't consent to anyone, especially those who are not elected government officials, to take away my constitutional freedom.

HB-2502-HD-1

Submitted on: 6/24/2020 8:56:40 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sean McGowan | Individual | Oppose | No |

Comments:

I oppose granting unlimited power to unelected bureaucrats. This is a slippery slope and the people of Hawaii deserve better. This is not the spirit of Aloha. Tiny tyrants wish to decide who can work, who is free to travel or even leave their homes - when does it stop. Legislators should be ashamed for even drafting this atrocity.

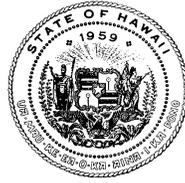
HB-2502-HD-1

Submitted on: 6/24/2020 8:58:34 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Malia | Individual | Oppose | No |

Comments:



STATE OF HAWAII
DEPARTMENT OF HEALTH
P. O. Box 3378
Honolulu, HI 96801-3378
doh.testimony@doh.hawaii.gov

**Testimony in SUPPORT of HB2502 SD1 PROPOSED
RELATING TO HEALTH.**

SEN. ROSALYN H. BAKER, CHAIR
SENATE COMMITTEE ON COMMERCE, CONSUMER PROTECTION, AND HEALTH

Hearing Date: June 25, 2020

Room Number: 229

1 **Fiscal Implications:** An estimated \$42,000,000 is required to establish and operate a statewide
2 airport COVID screening program:

| | | |
|---|--------------------------|---------------------|
| 3 | July – December 2020: | \$5,296,418 |
| 4 | January – December 2021: | <u>\$36,318,652</u> |
| 5 | 18-Month Total: | \$41,615,070 |

6 **Department Testimony:** The Department of Health supports HB2502 SD1 PROPOSED if and
7 only if sufficient funding is provided.

8 The purpose of HB2502 SD1 PROPOSED is to temporarily establish emergency authority and
9 infrastructure for enhanced disease surveillance applicable to travelers at State ports of entry
10 when there is a potential for epidemic or serious outbreak of communicable or dangerous
11 disease.

12 The World Health Organization has made six formal declarations of Public Health Emergency of
13 International Concern (“pandemics”) since 2009, the most recent and far reaching being COVID
14 on January 30, 2020. Factors such as rapid population rise, increasing urbanization and
15 migration, climate change, and faster more affordable regional and global transportation may set
16 the stage for more frequent pandemics. COVID has demonstrated that a swift and robust public
17 health response is critical to life safety, as proven by jurisdictions like New Zealand, Japan,
18 South Korea, and of course Hawaii.

1 The authorities established by HB2502 SD1 PROPOSED enable the Director of Health to
2 implement protocols similar to those in effect as of June 2020 for the COVID pandemic that are
3 credited with flattening Hawaii's epidemic curve such as physical distancing in public places,
4 hygiene procedures, wearing of facial coverings, mandatory quarantine, and contact tracing.

5 The department acknowledges that the proposed public health emergency authority protocols
6 may disrupt routine life, including economic and social activity, but are an important tool when
7 widespread community health and life safety is the highest priority.

8 Thank you for the opportunity to testify.

9

HB-2502-HD-1

Submitted on: 6/24/2020 9:02:54 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kyle Kaiser | Individual | Oppose | No |

Comments:

I find this bill medically intrusive and a threat to our civil liberties. There are three basic reasons why residents of Hawaii are concerned with this bill.

1. Mandatory covid19 testing will deter tourism and further destroy our local economy
2. Contact Tracing is ripe for abuse with privacy concerns
3. language in the bill is vague and causes folks to fear the worst regarding the handling of people who have tested positive for covid19.
 - a. What will become of these people?
 - b. How will their work or way of life be affected by a covid positive test result?
 - c. Will this bill open the door for a medical tyranny?

haven't we learned our lesson from 9/11 And the patriot act that the government has many examples of suspending our civil liberties in the name of protecting us from an enemy such as the terrorists and now the coronavirus?

please listen to the voice of concerned residents and not some political agenda pressuring you to impose this medical tyranny ripe for abuse on us

Mahalo,

kyle kaiser

HB-2502-HD-1

Submitted on: 6/24/2020 9:03:36 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kirk Wakaumi | Individual | Oppose | No |

Comments:

I oppose this bill HB2502.

* The Head of Department of Health is NOT an elected position.

* The Governor should NOT transfer this much unchecked authority and power in bill HB2502 to the head of the Department of Health since it is non-elected position.

* The Head of Department of Health could put people to jail without constitutional rights.

* This could lead to tyranny and a dictatorship.

HB-2502-HD-1

Submitted on: 6/24/2020 9:04:04 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|-------------------------------|---------------------------|---------------------------|
| Nadine Souza | Testifying for local resident | Oppose | No |

Comments:

I STRONGLY OPPOSE HB2502 HD1

HB-2502-HD-1

Submitted on: 6/24/2020 8:59:41 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| cynthia ochoa | Individual | Oppose | No |

Comments:

I strongly oppose this bill because it violates my constitutional rights.

HB-2502-HD-1

Submitted on: 6/24/2020 9:08:21 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| M Stanwood | Individual | Oppose | No |

Comments:

The bill HB2502 HD1 is unconstitutional for residents of and visitors to Hawaii. There are many vague scenarios alluded to that leave much to be determined. The details of this bill extends far beyond the scope for which the DOH is intended (ie: having the authority to declare state of emergency and shut down the state). The potential damage that this bill could cause on individual freedom and health as well as the overall health and prosperity of these islands is so high that I strongly oppose this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 9:09:58 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Cesli Consorte | Individual | Oppose | No |

Comments:

Stop taking people's freedom away. There should never be mandatory testing, tracking, quarantine and what ever else is be planned.

HB-2502-HD-1

Submitted on: 6/24/2020 9:07:31 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------------------------|--------------|--------------------|--------------------|
| Mark R. Hagadone, Ph.D., FACFE | Individual | Oppose | No |

Comments:

Ladies and Gentlemen

Thank you for your service to our community.

I am strongly opposed to this Bill for the following reasons:

1) it gives the State Director of Health broad powers to declare a public health emergency, power which uncalled for, unwarranted and unprecedented. This power should remain squarely in the hands of our elected Governor and not abdicated to the Department of Health simply for political risk aversion.

2) the powers proposed in the bill are widely sweeping and broad and raise significant questions about privacy, civil liberties, and constitutionality, in particular, this bill is a first and fourth amendment nightmare. **No unelected department director in the administrative branch of government should possess these powers.**

3) the only way this bill traveled as far as it did was because of a force de facto "gut and replace" effort. This is a travesty to our electorate who should have a full opportunity for public testimony and comment regarding a bill with such a potential impact on public policy. I am astounded by this crude attempt to disenfranchise the voters via short circuiting the normal public discourse on this matter by attempting to seize administrative power during a time of extreme public duress and limited public access to the political process.

Sincerely,

Mark R. Hagadone, Ph.D., FACFE

HB-2502-HD-1

Submitted on: 6/24/2020 9:11:04 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Thomas Nooney | Individual | Oppose | No |

Comments:

This is a bad idea, The covid 19 pandemic will eventually pass & I strongly oppose the measure to

impose permanent quarantine in the 50th state.

HB-2502-HD-1

Submitted on: 6/24/2020 9:28:56 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jacqueline Schmidt | Individual | Oppose | No |

Comments:

I STRONGLY oppose this bill. As a parent of 3, my youngest has been vaccine injured and I will not be giving him any vaccines. Besides that, this vaccine has not been tested properly and therefore it's not acceptable to be injected in my precious children's pure bodies. Every child and person is affected differently, no vaccine should be mandatory, this goes against our American rights. If you pass this, watch how many people will pull there kids from public school and watch how defunded they become. This is beyond me this whole covid 19 agenda. Nobody in our family will be getting this vaccine EVER.

HB-2502-HD-1

Submitted on: 6/24/2020 9:11:17 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| merelina lanihana | Individual | Oppose | No |

Comments:

Egregious overreach, shameful plan. Strongly oppose.

HB-2502-HD-1

Submitted on: 6/24/2020 9:10:28 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| elizabeth brown | Individual | Oppose | No |

Comments:

I oppose this bill. It infringes on my individual rights and sets a dangerous example of government control if passed.

HB-2502-HD-1

Submitted on: 6/24/2020 9:15:06 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| clara loprinzi | Individual | Oppose | No |

Comments:

This bill needs to die right now. to try to pass legislation at this time, secretly put this in to allow the DOH to make vaccines mandatory for COVID...there is not adequate testing on this vaccine or any of the vaccines. we have choices. There are many of us in the hawaiian kingdom and you have no right to demand us to take a vaccines. this issue needs to be discussed, our rights need to be respected and we are highly educated. SHUT DOWN THIS BILL

HB-2502-HD-1

Submitted on: 6/24/2020 9:16:28 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Katelyn | Individual | Oppose | No |

Comments:

I am opposed to mandatory vaccines on Hawaii residents and travelers. We should still be regulating quarantine.

HB-2502-HD-1

Submitted on: 6/24/2020 9:15:49 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kayo Malik | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:19:41 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Clarissa Lee | Individual | Oppose | No |

Comments:

I strongly oppose HB2502! This bill violates our religious rights! We should not be part of this medical martial law!

HB-2502-HD-1

Submitted on: 6/24/2020 9:20:36 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bethany Gallarde | Individual | Oppose | No |

Comments:

I strongly oppose.

HB-2502-HD-1

Submitted on: 6/24/2020 9:20:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Victoria Rasch | Individual | Oppose | No |

Comments:

Hello,

I strongly oppose this Bill. This Bill is taking away too many of our rights. I urge you to listen to the people that vote you in. This will affect Hawaii drastically in a negative way!

Sincerely,

Victoria Rasch

HB-2502-HD-1

Submitted on: 6/24/2020 9:21:45 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| marcus | Individual | Oppose | No |

Comments:

I oppose this bill

HB-2502-HD-1

Submitted on: 6/24/2020 9:22:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| sage | Individual | Oppose | No |

Comments:

I strongly oppose bill HB2502 HD1 because I feel it violates our basic human and constitutional rights!

HB-2502-HD-1

Submitted on: 6/24/2020 9:24:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Shirley Simao | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:24:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Louremae Pierre | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:25:13 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| SHEENA DEMELLO | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1!

HB-2502-HD-1

Submitted on: 6/24/2020 9:26:04 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Victoria Holloway | Individual | Oppose | No |

Comments:

This Bill provides too much power to the Director of Health, and is too broad in potential implications leading to loss of rights on multiple levels. Something as far-reaching as this needs much more time for public input.

HB-2502-HD-1

Submitted on: 6/24/2020 9:26:09 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bright | Individual | Oppose | No |

Comments:

Aloha State Legislators,

I strongly oppose this piece of legislation & highly recommend further investigation into this Plandemic & W.H.O. Is behind this agenda!

This virus & agenda is not based in scientific facts or logical agenda!

Numbers don't lie, the percentages are lower than a regular Flu virus & tracking this manufactured virus shows & demonstrates a need for much deeper broader scientific investigations before making across the board laws or mandates!

Thank you for your considerations to our rights of free travel & to our U.S. Constitution & Bill Rights.

sincerely & mahalo,

Bright Earth

HB-2502-HD-1

Submitted on: 6/24/2020 9:27:05 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Robin R Lunn | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER:Rev. Robin Lunn

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is Rev. Robin Lunn and I am a resident of the State of Hawaii in the County of Maui. My physical address is 1465 Baldwin Ave, makawao, HI 96768. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the

State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt,

and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Rev. Robin Lunn

HB-2502-HD-1

Submitted on: 6/24/2020 9:27:11 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Robert Runnells | Individual | Oppose | No |

Comments:

I am strongly opposed to HB 2502 as rewritten. It is completely fear-based and cannot be rationally implemented. SARS-COV2 lost containment last year and everyone should expect to get exposed to it. Taking travel liberties away and fining people people for a wild virus that has lost containment is simply punitive and unfair. Our travel industry will shrink worse than you'll ever expect. Please do not pass this bill as it will set a horrible standard that will be difficult to reverse. Instead, seek kinder policies that ask travelers to stay away if there're sick.

Mahalo

HB-2502-HD-1

Submitted on: 6/24/2020 9:28:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Megan M Laurance | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1 as it is completely unconstitutional.

HB-2502-HD-1

Submitted on: 6/24/2020 9:29:42 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| shavaun gilliland | Individual | Oppose | No |

Comments:

A absolute disregard for human civil liberties, the bill of right , and of course our constitution. Once you allow this you have allowed for complete massive control and communism. All this for a virus whose numbers have not out reached the flu in death rate or contact, a virus like the flu is deadly for the elderly and the immune compromised. The government is no longer for the people by the people. No longer do we have choice to decide what it best for our health, no longer our we free. Contact tracing , screening, mandated quarantine and any other means you deem necessary? If this isnt about over throw of all civil rights than test before getting on the plane. Those concerned for covid can stay self quarantine . Government has no right to decide this for us!!!! How many of these bills are you going to try to pass?

HB-2502-HD-1

Submitted on: 6/24/2020 9:31:03 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Loy Henderson | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:32:47 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| katherine fox | Individual | Oppose | No |

Comments:

Creating mandatory vaccines takes our rights away. This will kill the tour industry in Hawaii as well, no one likes to be forced to do anything.

HB-2502-HD-1

Submitted on: 6/24/2020 9:33:30 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| nick yee | Individual | Oppose | No |

Comments:

This legislation seeks to remove the power of the duly elected Governor and puts it into some unelected and unaccountable official and I think that's a road we do not want to go down.

HB-2502-HD-1

Submitted on: 6/24/2020 9:33:51 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| donna caplan, ND | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [Dr.Donna Caplan]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is [Dr. Donna Caplan] and I am a resident of the State of Hawaii in the County of Kaua'i]. My physical address is *****7212A koolau Road, Kilauea, Hi 96754* (redacted for privacy), After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 9:34:03 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------------|---------------------|---------------------------|---------------------------|
| Candice Teresa Neaves | Individual | Oppose | No |

Comments:

I strongly oppose this bill! It's a complete violation of our constitutional rights!!!

HB-2502-HD-1

Submitted on: 6/24/2020 9:18:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| pedro perez | Individual | Oppose | No |

Comments:

Due to bill stating that it will give powers to approve unknown action to said party if deemed necessary I testify against this bill. All potential action needs to be approved by the people due to the basis of values and laws this country was built on and still is run on today.

HB-2502-HD-1

Submitted on: 6/24/2020 9:37:31 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kapuni Tupua | Individual | Oppose | No |

Comments:

" In GOD we Trust "

HB-2502-HD-1

Submitted on: 6/24/2020 9:39:20 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ivy West | Individual | Oppose | No |

Comments:

I oppose this bill it should not be passed it violates our rights.

HB-2502-HD-1

Submitted on: 6/24/2020 9:39:03 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------|---------------------|---------------------------|---------------------------|
| Hokulani Simpliciano | Individual | Oppose | No |

Comments:

Our freedom our rights are being stripped away from us, leaving us with no rights to our own bodies. I oppose this Bill!

HB-2502-HD-1

Submitted on: 6/24/2020 9:57:03 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| sonia cera | Individual | Oppose | No |

Comments:

I do not support any bill that makes vaccines of any kind mandatory.

HB-2502-HD-1

Submitted on: 6/24/2020 9:43:09 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Thackeray Taylor | Individual | Oppose | No |

Comments:

The CDC and WHO have been all over the map with their claims and have constantly revised their facts and statistics short of what they originally claim. This has enabled them to promote a fearful outlook when the reality always becomes more manageable. It is also very easy to receive a Covid diagnosis, the rules released by the CDC are the reason for this. That ease of diagnosis has inflated the infection and death rate past what is probably the responsible estimation. Asymptomatic transmission of the disease has also been shown to be extremely rare. For these reasons, I can say: Covid is less dangerous than originally projected. The WHO and CDC has proven themselves to be very unreliable and have not relented in their worst case scenario portrayal even after revising their figures to reflect reality. Therefore, why should the DOH suddenly have sweeping powers over people? HB2502 HD1 Is a very bad bill. Please kill it.

HB-2502-HD-1

Submitted on: 6/24/2020 9:41:58 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| fe lagua | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:45:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ginger Amaral | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:49:45 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Barbara Barry | Individual | Oppose | No |

Comments:

Aloha ,

i strongly oppose HB 2502 HD1. The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

This is completely unacceptable.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the

Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness. I hope you remember that phrase.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

Whatever this Bill hopes to accomplish, it must keep an individuals civil liberties intact. As written, it appears to have forgotton that.

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of

the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety

Mahalo,

HB-2502-HD-1

Submitted on: 6/24/2020 9:50:47 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Malinda | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:51:05 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Aurelia Gellert | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/24/2020 9:51:36 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| susan isfreeya | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Susan isfreeya

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is susan isfreeya and I am a resident of the State of Hawaii in the County of Hawaii .After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

susan isfreeya

HB-2502-HD-1

Submitted on: 6/24/2020 9:50:47 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Michelle Espero | Individual | Oppose | No |

Comments:

My name is Michelle Espero, I live in Kihei, Maui. My address is 3167 Akala Drive. I have read HB2502 SDI and am in strong opposition. Generally the bill is positive for the safety of our people. I do find underlying verbiage that is unconstitutional and in danger of taking away our rights as citizens. For this reason I oppose this bill. Mahalo,

Michelle Espero

HB-2502-HD-1

Submitted on: 6/24/2020 9:51:44 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Eric Grebe | Individual | Oppose | No |

Comments:

Aloha Hawaii State Legislature,

I would like to strongly oppose HB2502 HD1. I disagree with the power being given to the Director of DOH rather than the Governor. The below text "other action" is vague and problematic. Also the term "isolation" seems to indicate imprisonment.

"Take other action as deemed necessary by the director to prevent, prepare for, respond to, mitigate, and recover from a serious outbreak of communicable or dangerous disease. (b) Quarantine and isolation pursuant to this section shall not be subject to the requirements pursuant to section."

Thank you for your time and consideration.

Sincerely,

Eric Grebe

HB-2502-HD-1

Submitted on: 6/24/2020 9:51:55 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kamera Liles | Individual | Oppose | No |

Comments:

I strongly oppose this bill as I believe that it is unethical for an unelected official to be declaring a state of emergency. I also want the right to decided what vaccines and timing of those vaccines for my children instead of the government making decisions for me. This bill feels like an invasion of privacy and is also taking away the rights of the people voting for the person to be making these laws and decisions. I will not stand by this bill and strongly oppose it!

HB-2502-HD-1

Submitted on: 6/24/2020 10:11:52 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jennifer Fukumitsu | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:53:49 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Misty Yee | Individual | Oppose | No |

Comments:

This is a deceitful bill I vehemently oppose. Our elected governor must not be deposed of his duties by an unaccountable bureaucrat as proposed in this bill. The people in the Department of Health believe that they are entitled to have power because they believe they are so much wiser than others, especially those who do not have doctoral degrees. That is called hubris. The DOH's role in a state of emergency is to advise our elected governor in their areas of expertise and not rule over him and the people of the State of Hawaii.

HB-2502-HD-1

Submitted on: 6/24/2020 9:51:51 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| lauren watt | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:54:31 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Janet Marrack | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 9:55:16 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Maureen Block | Individual | Oppose | No |

Comments:

This bill is a “gut & replace” scam. It will damage tourism in Hawaii because it mandates mandatory testing, tracking, quarantine, and “other actions deemed necessary” during any declared public health emergency. The \$5000 fine if you refuse is excessive.

An unelected Director of DOH (instead of the Governor) can declare an emergency with no time constraints. This will abridge civil and constitutional rights and lead to an abuse of power.

This bill makes the DOH exempt from Chapter 91: This means they could mandate a CoVID-19 Vaccine for all school kids without public input or going thru legislature, as long as an emergency is declared. This is an untested vaccine which can damage the health of children and the parents will be left with the damaged children with no recourse as this vaccine carries immunity to the vaccine manufacturers and doctors.

It adds a new term: “isolation” along with “ quarantine”, making the potential ramifications more severe and paves the way for abuse of government power, discrimination against whom ever they decide, whether or race, ethnicity, vaccine status or any other arbitrary guide they chose.

Totally unconstitutional and abusive, overly broad and dangerous. OPPOSE.

HB-2502-HD-1

Submitted on: 6/24/2020 9:54:06 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Donna Medeiros | Individual | Oppose | No |

Comments:

Oppose to hb5202

HB-2502-HD-1

Submitted on: 6/24/2020 9:56:09 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Randy | Individual | Oppose | No |

Comments:

I oppose this bill because it is not going through the proper procedures. Where is the public input to voice their opinion. There was not enough time to communicate to citizens. In my opinion it is unconstitutional. It does not seem like this procedure was not thought through. Like this covid19 pandemic with quarantine but no masks. Sounds like excess power to the DOH director. But for us commoners, what do we know?

HB-2502-HD-1

Submitted on: 6/24/2020 9:55:31 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Clifton Otto | Individual | Oppose | No |

Comments:

I thought we were done with the unethical practice of gut and replace.

This tactic is especially inappropriate for a far reaching bill such as this.

The authority to declare a state health emergency should remain with the Governor.

These are the kinds of issues that SCOVID should be dealing with.

HB-2502-HD-1

Submitted on: 6/24/2020 9:59:21 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|------------------------|---------------------|---------------------------|---------------------------|
| gabriel Beeson-McArdle | Individual | Oppose | No |

Comments:

I oppose this bill for all the obvious reasons. It would be great if you didn't use every crisis to take away more rights. Mahalo for your time.

HB-2502-HD-1

Submitted on: 6/24/2020 9:59:51 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Nakota | Individual | Oppose | No |

Comments:

This is a “ gut & replace” bill! How is this legal in Hawaii?! They took a completely different bill, that had ALREADY passed several House committees earlier before COVID shutdown, gutted the language, added this nightmare, and carried on to next committee in June 2020. It’s a total sham!

For all travelers: Mandatory testing, tracking, quarantine, and leaves door open to “other actions deemed necessary” during declared public health emergency.

\$5000 fine if you refuse.

Gives power to Director of DOH (instead of Governor) to declare emergency.... with NO time constraints.

Makes DOH exempt from Chapter 91: This means they could mandate a C19vax for all school kids WITHOUT public input or going thru legislature, as long as emergency declared.

It adds a new term: “isolation” along with “ quarantine”, which is more severe. A “camp” perhaps?

All testing and health info gathered is not subject to subpoena, discovery, or introduction as evidence if you choose to contest in court!

These are serious concerns the PUBLIC neeeeds to be consulted on! Dont sell us out! Please vote NO. The state Legislature website doesnt have the current wording of hb2502, therefore the public cant even educate themselves in order to provide relevant public input. This is unacceptable. Please, please do the right thing. For the people, not for the machine... Dont be manipulated by fear and pressure. Remember, we trust you!

HB-2502-HD-1

Submitted on: 6/24/2020 9:59:10 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kapuanani Dacquel | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:00:46 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Melissa Scott | Individual | Oppose | No |

Comments:

Aloha Hawaii State Legislature,

Mahalo for taking the time to hear from the public. I strongly oppose this bill because of the danger it places the people of Hawaii in. This bill is a huge infringement on personal privacy and individual rights, and to give such power over to an unelected official is irresponsible and not in the best interests of the people.

As a mother of five, I am very concerned. I do not want my children to have to undergo these invasive tests. The tests have shown to be unreliable and problematic. Healthy individuals have been known to test positive for weeks with no symptoms! Will my children be taken away from me if they were to test positive? Who can offer them better care than their own mother?

Please don't start taking our keiki away and please stop separating families.

Please vote no on HB 2502

Thank you for your time,

Melissa Scott

HB-2502-HD-1

Submitted on: 6/24/2020 10:02:18 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-------------------|--------------|--------------------|--------------------|
| Jessica Friedberg | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Jessica DeBoer

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Jessica DeBoer and I am a resident of the State of Hawaii in the County of Maui. My physical address is Kula, HI 96790. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” *With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.* This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 10:00:59 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Keani Kannady | Individual | Oppose | No |

Comments:

I HIGHLY OPPOSE!!!

HB-2502-HD-1

Submitted on: 6/24/2020 10:02:34 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| David Rose | Individual | Oppose | No |

Comments:

All testing and health info gathered is not subject to a subpoena, discovery, or introduction into evidence if you choose to contest this in court! Totally unconstitutional. Please oppose, Mahalo

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Susan Endo

DATE: Wednesday, June 24, 2020

Good Morning,

My name is Susan Endo and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 84 620 Manuku Street, Waianae, HI 96792. After reading HB2502, HD1, SD1 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502, HD1, SD1 related to Health.

One of my chief concerns is the authority being given to the Director of Health to abrogate everyone's rights according to his/her beliefs and concerns, with no recourse to the individuals affected by his or her actions and decrees. This is an unelected position. That is highly dangerous, and wrong headed, in fact Communist like. The high fines and other fees imposed potentially by this bill is also a cumbersome burden to be placed on the citizens as well, perhaps leading to great debt. I do not believe that the measures taken already during this virus have been lawful, and this bill would make it easier for one or two people to hold the people of this state hostage to their whims anytime they want for specious reasons, fear of anything new. The health powers that be in the United States and in the world seem to be co-opted by those who want to profit from vaccines and other medications, with little real concern for how many people they kill or bankrupt in the process.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 10:07:41 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| natalie rose | Individual | Oppose | No |

Comments:

I am uncomfortable with this bill giving so much power to the DOH.

There's a lot of controversy in the news and from

doctors and professionals in the field that make me want to be cautious and safe and

not react out of fear and control to this pandemic. I personally do not feel comfortable being vaccinated and I want the freedom to travel safely when necessary without any mandatory emergency vaccinations.

thank you for considering this testimony.

Aloha,

I am a certified elevated skin temperature screener. The ACLU is specifically referring to a violation of our Constitutional right to privacy as it relates to facial recognition, NOT thermal screening. The two technologies, facial recognition and thermal screening are totally different. The media and RFP at the Airport are combining the two technologies. The Airport is attempting to complete thermal screening AND facial recognition. The two technologies are not interdependent on one another and the spend for facial recognition to track a febrile individual throughout the Airport doesn't logistically keep our community safe. Elevated temperature individuals will walk throughout the Airport freely under the current design. Thermal screening should not be used as a mass surveillance method of screening an individual for a 100.4 fever, thermal screening used in mass surveillance is highly inaccurate. Thermal screening should only be a method to identify one to one, individuals whom secondary screening may benefit.

Thermal screening is being considered by State of Hawai'i Airports in 2 ways:

- (1) 1 to 1 Screening or
- (2) Mass Screening with Facial Recognition

Issues with Mass Screening temperature are numerous given our unique climate.

- Mass screening involves privacy and opt out concerns by the ACLU which have not been addressed
- Guidance from the FDA below regarding "mass screening" at the below link:
<https://www.fda.gov/medical-devices/general-hospital-devices-and-supplies/thermal-imaging-systems-infrared-thermographic-systems-thermal-imaging-cameras>
- FDA protocols recommend 1 to 1 screening NOT mass screening for thermal screening
<https://www.fda.gov/media/137079/download>

Department of Transportation thermal screening is currently designed as an interdependent solution relying on facial recognition to track a febrile individual throughout the Airport.

Mass thermal screening current design at the State of Hawai'i Airports:

- allows a febrile passenger to commingle and infect others
- does not allow for a sterile area for screened passengers
- prohibits a family who is traveling together the option to proceed to an area of secondary screening together
- deploys an undefined "alert team" to any given location in the airport expending far greater resources when compared to having a centralized checkpoint to funnel appropriately screened individuals
- requires staff to dispatch and "find" a person throughout the airport and "cold" approach the individual to be detained
- does not allow for transparency to the users
- does not allow a user who does not want to be mass screened to opt out
- does not allow for a user who opts out to be presented with an alternative
- retention of temperature alongside an identifiable photograph contains personally identifiable information

- matches a photograph from a thermal image allowing for photo capture with a mask, sunglasses and hat thereby ensuring racial bias
- relies on a facial recognition algorithm to track an individual which has been found by NIST to contain racial bias
- appropriates a considerable amount of funding on a fixed infrastructure that is unnecessary, a 90+ facial recognition cameras alone inclusive of conduit and wiring are being specified
- Retaining alerts for 30 minutes or any defined period does not require a facial recognition camera if a checkpoint is established

Additional information on these devices can be found at:

- IEC 80601-2-59: Medical electrical equipment - Part 2-59: Particular requirements for basic safety and essential performance of screening thermographs for human febrile temperature screening.
- ISO/TR 13154: Medical electrical equipment — Deployment, implementation and operational guidelines for identifying febrile humans using a screening thermograph.

Kind Regards,
Brooke Hasegawa

HB-2502-HD-1

Submitted on: 6/24/2020 10:13:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| josh Hottenstein | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:06:12 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------------------|---------------------|---------------------------|---------------------------|
| Savannah MaeAnn Lawrence | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:16:10 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| nicole wiedemann | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:17:31 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Darren Williams | Individual | Oppose | No |

Comments:

This is an unacceptable idea, our island economies are based mostly on tourism, and personally to not be able to have my father here again or dear friends, due to these proposed laws is denying basic freedoms which is my right to see friends and family here again. Why am I writing this the night before? (no surprise as this was all slipped un noticed)

because it is in my opinion not for the people, as you are elected officials, it is WE THE PEOPLE for THE PEOPLE, please consider what you are doing in your elected positions will have impact on also yourselves as people, LONG after you are out of office. And so many other areas in our lives as well. It is simply an unacceptable proposal, and I cannot imagine you would impose such a law, as it will also affect you and your own families and friends, unless, there is something in there that makes you think you will yourselves get dispesation for yourselves and your own families and friends. Please consider this.

I Darren James Williams STRONGLY OPPOSE HB 2502

The threat of Covid 19 will eventually pass HOWEVER a law in place like this will not,

It will be a law.

AND why is money being collected and put to so many other things, besides the improval of

our health systym and facilities here on Maui? I STRONGLY oppose this.

consider the larger picture .

the longer impact it will have on all areas of all of our lives as people here in Hawaii.

Every body, every person.

or are believing the slogan, WE'RE IN THIS TOGETHER.

there is no "TOGETHER" it is just a whole lot of confusion

con - against

fusion - together

CONFUSION - AGAINST BEING TOGETHER

Well, I am not in favour of confusion, I am heavily opposed to HB2502

Do what is correct and right, and act of LOVE and not fear.

Thank you

Darren Williams

HB-2502-HD-1

Submitted on: 6/24/2020 10:18:40 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Denise Brito | Individual | Oppose | No |

Comments:

100% Oppose!!!

HB-2502-HD-1

Submitted on: 6/24/2020 10:19:43 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jeff Lenahan | Individual | Oppose | No |

Comments:

Lockdown authoritarians are turning "hawaii government" into one of the most illiberal states.

Human society in Hawaii is being devastated by YOUR actions.

Yes, actions speak louder than empty words of caring.

Your violent actions are harming lives of so many people, attacking small businesses, forcibly imposing worsened poverty, and threatening social / natural things that bring meaning to life.

Your restrictions are unscientific and illiberal, and violate human rights.

And now you try to make it worse via this bill?

Stop acting like a gang of criminals against the peaceful people of Hawaii !

HB-2502-HD-1

Submitted on: 6/24/2020 10:21:19 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lindsey Rex | Individual | Oppose | No |

Comments:

Do not justify "control" in the name of "public health & safety".

There is a place for the department of health to protecting the people's health while still maintaining each person's rights to liberty. When we exchange liberty for safety. We lose both. The actions taken by the Hawaii governor and the department of health have extended far beyond the people's health and safety issue and are invading our rights as a human. The actions expressed in HB2502 conflict with human rights, in the name of safety. SHAME ON HB2502. CANCEL IT!!!

Aloha, Lindsey Rex

HB-2502-HD-1

Submitted on: 6/24/2020 10:14:02 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Adam Neaves | Individual | Oppose | No |

Comments:

I strongly oppose HB2502

HB-2502-HD-1

Submitted on: 6/24/2020 10:22:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| emily gambino | Individual | Oppose | No |

Comments:

I STRONGLY oppose HB2502. There is no need for a permanent quarantine law for a pandemic that is only temporary. I agree we need to be safe, but this law is too extreme.

HB-2502-HD-1

Submitted on: 6/24/2020 10:21:27 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Gilbert solano | Individual | Oppose | No |

Comments:

We as a community and individuals that live in a free country have our rights, this bill is stripping us of our rights. We Should not be subject to these way of oppression. This bill is not out here to protect us, this bill is out trying to break our country/ state and our families apart. This bill will tear families apart separate children from mothers and fathers. Because someone is scared. Our families and our freedom is far more important then screening of an individual that is coming from a interplanetary or the mainland states. Let's not give into the oppression and stealing of what little rights we have left in the United States. (Home of the Brave and land of the Free). Let's keep it the land of the free. Thank you bless us all and God be with us all if this bill is passed.

HB-2502-HD-1

Submitted on: 6/24/2020 10:22:47 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| tess quilingking | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:22:47 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| alex dorszynski | Individual | Oppose | No |

Comments:

This bill is a major over step of our rights as a free people and needs to be stopped immediately!

HB-2502-HD-1

Submitted on: 6/24/2020 10:22:06 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kainoa Teixeira | Individual | Oppose | No |

Comments:

I "OPPOSE" to HB2502!!!

Some of the mentioned actions go against What I believe to be moral. If You address these conditions for travelers or even the law abiding citizens, then this should be mandated for every elected official in office, starting with the Department of Health Director!!! Mandate every doctor, nurse, grocer, postal worker, teller, cashier, everyone servicing on the frontlines...including all our elected candidates that have been out supporting their communities in public, to do these same required tests and such. Their are other areas that you folks are not addressing that could also be potential risks to our state or the general public! I don't see anyone enforcing our elected candidates to avoid risks of contamination in attending public events, such as food distribution or sign waving?

Not only will my beliefs be compromised, but also my health, as I am a Type 1 diabetic that also has to work extra hard to just avoid a common cold, which now can all be symptoms for Covid. I believe the DOH needs to provide clarity on what Covid really is, including it's symptoms, before they can address how they are going to mandate these actions!

I appreciate my constitutional rights that apply to all American citizens, so please make the effort to consider my concerns, that I may trust that your intentions are truly for the people!

That is the reason I "OPPOSE" HB2502!

HB-2502-HD-1

Submitted on: 6/24/2020 10:23:29 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| corinne gold | Individual | Oppose | No |

Comments:

To Whom it May Concern,

I am in opposition to bill HB2502 HD1. It goes against HIPAA privacy laws and must not be passed.

The HIPAA Privacy Rule

The HIPAA Privacy Rule establishes national standards to protect individuals' medical records and other personal health information and applies to health plans, health care clearinghouses, and those health care providers that conduct certain health care transactions electronically. The Rule requires appropriate safeguards to protect the privacy of personal health information, and sets limits and conditions on the uses and disclosures that may be made of such information without patient authorization. The Rule also gives patients rights over their health information, including rights to examine and obtain a copy of their health records, and to request corrections.

Thank you,

corinne

HB-2502-HD-1

Submitted on: 6/24/2020 10:23:50 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kelly | Individual | Oppose | No |

Comments:

I oppose the passage of this bill and I have a right to make my opinion known as a citizen of this country and as an individual who resides in the state of Hawaii.

HB-2502-HD-1

Submitted on: 6/24/2020 10:23:38 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------|--------------|--------------------|--------------------|
| Christine Allen | Individual | Oppose | No |

Comments:

To the Civil Servants of the Hawaii legislature,

I am submitting my testimony to **strongly oppose** HB2502.

As a Hawaii-born and raised US citizen with family still residing in the islands, I am appalled at the imposition of mandatory testing, tracking and quarantine of all travelers and the abuse of power in the wording "other actions deemed necessary" for the state to abuse its power on the very people who fuel the economic vibrancy of the islands. Having to be subjected to demonstrate to the state my medical status is a gross violation of HIPAA. Lastly, if I have to comply or pay a punitive fine for refusal, then I will no longer be returning to the islands and Hawaii can lose any economic benefit that I could bring back to the state as I was part of the brain drain of 1999 upon completing my degree at UH to seek professional opportunities on the mainland.

Other gross abuse of power mentioned in HB2502 include the delegation of power to the Director of the Dept of Health, who could essentially declare emergency at the individual's whim with no time constraints. Under the guise of an "emergency" the DOH would be exempt from Chapter 91, which allows the agency to essentially mandate measures including but not limited to mandatory vaccination for all school children WITHOUT public input or even going through legislation, as long as an emergency is declared.

For ones actually reading this testimony, I started this addressing this body as "civil servants" as your role is to represent the people and preserve their God-given rights. The Covid-19 outbreak HARDLY is an "emergency" based on statistics and how well Hawaii fared in the number of cases and deaths. And yet, this government has continued to grossly abuse its power to maintain the state under a state of "emergency" when the annual flu season has done significantly more damage than this outbreak.

Despite the rosy picture that mainstream media has painted of the favorite candidates in the race to a Covid vaccine, there have in fact been severe adverse reactions that even human test subjects have come forward (Ian Haydon, age 29, 1 of 45 human test subjects for Moderna Therapeutics' Coronavirus vaccine trial) to bring to light.

<https://www.sciencetimes.com/articles/25833/20200527/moderna-covid-19-vaccine-trial-volunteer-suffered-severe-adverse-reaction.htm>)

Vaccines are complicated medical interventions that are not a one-size-fits-all application. Manufacturers list adverse reactions to the packaging and yet, in the dark of night during this lockdown, you insist on giving yourselves the power to subject the future generation of Hawaii to this horrific intervention with no voice nor a choice for the families? This is not about advocating for the health of the people of Hawaii. This is to make way for Big pHARMA to win a financial landslide and some, if not most of you, to enjoy some of the spoils of that financial gain as they payout their commissions to lawmakers who pave the way for them to invade the island with their poisons.

In the age of the internet, many people are waking up to truths behind 1) the abuse of power among so many state governments that keep their people locked down 2) the ridiculous lies of medical facilities being overwhelmed, including in Hawaii, when there have not been as many cases as the media have made this outbreak to be 3) the dangers of vaccines and 4) the faulty claims of masks protecting the person wearing one. I bring this up because with the world economy heavily impacted, already high-level of hesitancy to travel and now your attempt to put another barrier to entry with HB 2502, you are prolonging Hawaii's own recovery by now driving away tourists who will just not visit so they don't have to comply with this draconian measures. The ultimate loss will be the small businesses that will shutter and families losing livelihoods because the main source of demand for services is dampened by unnecessary laws that turn visitors away.

Stop gaslighting the islands. You may collect a big paycheck from those who will financial benefit from this draconian bill, but you will destroy Hawaii for your families and future generations.

Christine Allen

HB-2502-HD-1

Submitted on: 6/24/2020 10:25:23 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Hoolulu Brito | Individual | Oppose | No |

Comments:

Opposed to various measures and authorizations within the bill as well as government mandated vaccination without exemptions or the ability to decline.

HB-2502-HD-1

Submitted on: 6/24/2020 10:24:47 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------------------------|---------------------|---------------------------|---------------------------|
| Hepuamahilukaleiohelo Spalding | Individual | Oppose | No |

Comments:

I am opposed to any law that attempts to strip citizens of their freedoms, and uses the front- to protect of the "greater good."

HB-2502-HD-1

Submitted on: 6/24/2020 10:26:11 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| David Stein | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:26:22 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---|---------------------------|---------------------------|
| Fernando Jaime | Testifying for The Sanctuary Christian Fellowship | Oppose | No |

Comments:

Oppose to this Bill2502 because it seems unfair to a large number of people.

HB-2502-HD-1

Submitted on: 6/24/2020 10:29:21 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lanette Lopez | Individual | Oppose | No |

Comments:

I oppose the forcing of any vaccinations by the government.

All Vaccinations should always be Voluntary!

Lanette Lopez

HB-2502-HD-1

Submitted on: 6/24/2020 10:28:11 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rustin Smith | Individual | Oppose | No |

Comments:

I strongly disagree and oppose this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 10:31:43 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amber | Individual | Oppose | No |

Comments:

Please let the emergency powers stay with the elected Governor, and not be transferred to the Director of Department of Health.

HB-2502-HD-1

Submitted on: 6/24/2020 10:36:47 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Caron Lau | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 as it is unconstitutional and violates HIPAA. It gives the Director of the Department of Health the discretion to screen, test, treat, isolate, or quarantine if the Director declares a public health emergency. The powers extended in this bill to the Director of Health go way too far, as well as the process of declaring the emergency and the subsequent powers/authority to test/screen/treat etc will be a huge administrative burden, which our state would not be able to afford. One part of the bill I find troubling is that it repeals existing law that requires the state to provide “competent medical care” to people in quarantine. This bill repeals the existing requirement that quarantined persons receive competent medical care and changes it to “adequate medical care shall not be denied.” The State is giving themselves an out for if they don’t have to provide competent medical care anymore, they just have to make sure the person isn’t denied access to adequate care. Cost savings yet also bad for the person, especially if they aren’t from here and have no local PCP. This bill makes a major change to our existing quarantine laws where currently the state has to petition the court if the Director wants to quarantine someone. The person has the opportunity to defend themselves in court prior to quarantine if they want to fight the action. This bill takes away that right. I think it violates individuals’ right to due process in that sense. As a whole, this is a bad bill as written. For these reasons, I strongly oppose HB2502. Respectfully submitted, Caron Lau

HB-2502-HD-1

Submitted on: 6/24/2020 10:41:37 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Allie Edwards | Individual | Oppose | No |

Comments:

I strongly oppose this bill. It is unconstitutional to make these instances mandatory.

HB-2502-HD-1

Submitted on: 6/24/2020 10:32:16 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amber Tai Hook | Individual | Oppose | No |

Comments:

I absolutely OPPOSE this bill. What do travel regulations have to do with the Governor being over rid by the DOH to declare an emergency to then possibly impose a forced vaccination of our children at school, "as long is there is an emergency?." This is unethical, and I strongly OPPOSE it!

HB-2502-HD-1

Submitted on: 6/24/2020 10:44:37 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-------------------|--------------|--------------------|--------------------|
| Angelika Dickeson | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Angelika Dickeson

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Angelika Dickeson and I am a resident of the State of Hawaii in the County of Maui. My physical address is ***** (redacted for privacy), Makawao, HI 96768. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/24/2020 10:46:38 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amanda Peralta | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:45:41 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bri Herter | Individual | Oppose | No |

Comments:

This bill is unconstitutional, completely infringing upon American freedoms, seeking total control and trying to be passed so under the table. This makes it so hard to trust our government.

HB-2502-HD-1

Submitted on: 6/24/2020 10:48:44 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Annette | Individual | Oppose | No |

Comments:

**STRONGLY OPPOSE HB2502.
STRIPPING OUR ALOHA!**

THE PEOPLE OF OUR LAND IS MORE IMPORTANT THAN \$1,500,000 FOR TURTLE BAY PRESERVATION, \$79,000,000 FOR SPECIAL TOURISM FUND, \$2,000,000 EXPANSION SPECIAL TOURISM FUND, \$16,500,000 CONVENTION CENTER. \$1,000,000 OPERATION OF HAWAIIAN CENTER, AND \$103,000,000 EMERGENCY TOURISM FUND.

FUNDING OTHER INTERESTS IS GREATER THEN HELPING OUR PEOPLE. WHY ISN'T THE PUBLIC HEALTH OF IMPORTANCE TO BE FUNDED?

HB-2502-HD-1

Submitted on: 6/24/2020 10:47:12 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jessica Montana | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 10:49:11 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|-------------------------------------|---------------------------|---------------------------|
| Amara Karuna | Testifying for Laakea community LLC | Oppose | No |

Comments:

*This is a TERRIBLE idea. Although I appreciate the idea behind the Bill is to keep Hawai'i safe, the threat of COVID 19 will eventually pass, and we do NOT need a *permanent law* that would restrict the travel of our family and friends. Whoever conceived of this law must not have relatives on the mainland, or maybe they think they can get special dispenation for their relatives. That is not fair to all who live in Hawai'i nei. I also oppose any mandatory vaccinations with out the years of safety testing needed*

I STRONGLY OPPOSE HB 2502.

Thank you,

amara Karuna

HB-2502-HD-1

Submitted on: 6/24/2020 10:50:20 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Asako | Individual | Oppose | No |

Comments:

This is not constitutional and I oppose this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 10:50:30 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bonnie Bator | Individual | Oppose | No |

Comments:

ALOHA

Please oppose HB 2502 HD1 -

The alarming statistics of the Native Hawaiian's, their health disparities compared to the rest of the ethnicities, that the State of Hawaii - Department of Health (DOH) - cannot correctly manage the health of the host people of these islands health; appears to be at odds with proposal of HB 2502 HD1 - that proposes Hawaii DOH be given the power to declare a public health emergency...

AUE !!!!! There's a state of emergency prior to COVID-19

- The State of Hawaii - Department Health (DOH) ought to address ALL the human feces which is going into the ocean AND ground water.
- Inept solid waste management - rubbish that continues to pile up throughout Hawaii Nei, without dealing with management, obviously in a crisis situation....
- The deplorable, critical shortage of Mental Health Services; the tsunami of which, is on pandemic level, creating generational problems of: High incarceration rates, alarming suicide rates, Domestic Violence, Substance Abuse (resulting in Child Abuse and Neglect), etc. and etc.

Residents of Hawaii are desperate, crying out ----- without Mental Health Services. They are self-medicating with various forms of substance abuse in escalating numbers.

The lack of oversight by the State of Hawaii Department of Health (DOH) on the above mentioned topic's ought to be addressed and corrected prior to stretching (HB 2502 & HD 1) the DOH scope of truly providing for the health of Hawai`i.

MAHALO Loa for all the consideration in accurately helping the health needs of Native Hawaiian's, the general public, and ESPECIALLY Our Keiki of Hawai`i Nei - Our Future.

MAHALO

Sincerely With *ALOHA*,

`Ohana: (Keana`aina, Keli`ikoa, Kai`aokamalie)

HB-2502-HD-1

Submitted on: 6/24/2020 10:55:38 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Naomi Ackerman | Individual | Oppose | No |

Comments:

Taking away our constitutional rights is absolutely unacceptable and illegal. This is a strong NO. I have medical reasons to avoid the administration of mercury into my body. It is a human right to protect myself. It is important to protect people's rights for the highest good. So, I put my trust in God to make this right by dissolving this proposed illegal and harmful bill.

HB-2502-HD-1

Submitted on: 6/24/2020 10:57:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kimberly Jacobson | Individual | Oppose | No |

Comments:

CoVid is not so dangerous that we need Martial Law behavior in Hawaii. Government "Isolation" takes away our rights as citizens of the United States. Separating family members is absolutely unconstitutional and illegal. If the Hawaii government wants to prevent Anarchy this Bill MUST NOT be PASSED. This is an unconstitutional BILL!

HB-2502-HD-1

Submitted on: 6/24/2020 10:59:18 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kerrie Villers | Individual | Oppose | Yes |

Comments:

Chair and Committee Members,

I strongly oppose this measure.

This bill gives authority to the Director of the Department of Health to suspend our constitutional rights and remove our liberties for the mere suspicion of an epidemic.

This year, we have seen how wrong the health experts can be in their predictions of what would happen in a pandemic. Though they may be experts in their field, it is called the "practice of medicine" because it is not an exact science. And while the Director of the DOH may have many excellent people working for them and be exceptional, granting them authority to suspend our liberties because of their suspicion of the probability of spread of disease, is not acceptable.

Our rights are not to be taken lightly nor legislated away quickly. This bill gives an open hand to the Director and grants the ability to extend the declared emergency indefinitely, which would in turn curtail our constitutional rights indefinitely.

Additionally, the Director of the DOH is an appointed position, making this individual not directly answerable to the public for the decisions made. It does not seem appropriate to give a person **appointed** by the Governor the authority to curtail our liberty and affect every aspect of our lives, particularly since this person's expertise is in one field and the individual may not have the broader perspective coming from advisors from multiple arenas who are in constant contact with Governor.

Sincerely,

Kerrie Villers

HB-2502-HD-1

Submitted on: 6/24/2020 10:52:06 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Douglas DeBoer | Individual | Oppose | Yes |

Comments:

I am strongly against this bill, and will certainly vote against official who approves this bill in the next election. You will be held responsible.

We are a tourist economy here in Hawaii, and the financial toll of extending the quarantine will be catastrophic, not only for individual businesses and lives, but also the state revenue. Where will the money come from for State services, if such a massive part of our revenue is cut off?

There are far better, more sensible ways to protect the state. We should continue to do common sense measures, like social distancing, and protecting the elderly. This is where our focus should be. This bill is an almost insane, knee jerk over reaction that is not being fully thought through.

The cure will most certainly be worse than the disease, in human suffering, if we devastate such a massive part of our livelihood.

HB-2502-HD-1

Submitted on: 6/24/2020 11:07:02 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| shelby hiraoka | Individual | Oppose | No |

Comments:

Individual

HB-2502-HD-1

Submitted on: 6/24/2020 11:07:23 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Meryl W | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:09:19 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| ange tomita | Individual | Oppose | No |

Comments:

Please accept this testimony **STRONGLY OPPOSING** HB 2502, HD1, SD1 proposed for the following reasons:

1. There is no reason to believe that all legislators, city and county administrators, and other government officials will be subjected to these draconian testing requirements even though they travel more than the average citizen thus making members of the public true second-class citizens.
2. The Director of Health's sole authority to declare a public health emergency without any other governmental oversight is too broad and can lead to an abuse of power.
3. The excessive and unsupervised authority of the Director of Health is more broadly stated on page 5, line 1, where he can "take other action as deemed necessary to prevent, prepare for, respond to, mitigate and recover from a serious outbreak of communicable or dangerous disease." "Other action" can literally mean ANYTHING the Director decides. The current director is not even a medical doctor and is an unelected official who will do what he is told to do without regard to public opinion.
4. The mandatory testing, contact tracing, quarantine, screening, testing, and isolation of all travelers to the islands violate an individual's US Constitutional rights including the right to freely travel throughout the United States without being threatened with excessive fines and the individual privacy rights stated in Hawaii's Constitution.
5. The mandatory presentation of personal health demographic information can be misused, improperly secured, improperly disposed or entered into a DOH or CDC database without an individual's knowledge or consent, for unknown reasons, kept for any length of time, and used for undisclosed purposes.
6. The length of the emergency, even with a 90-day time limit, can be continuously extended beyond the 90 days, essentially holding all people in Hawaii captive.
7. The adoption of the proposed section 325-A in HB 2502, HD1, SD1 as interim rules and making these rules EXEMPT from the requirements of Chapter 91 and Chapter 201M effectively prevents and removes the rights of all citizens of Hawaii from testifying and participating in the rule making process.
8. The DOH's authority will be too broad and unrestrained. This bill allows the DOH to unilaterally amend the interim rules without allowing the public to participate or testify as required by Chapter 91 and Chapter 201M. This will allow the DOH to make any rule and or change any rule whenever it pleases, while the people will have no voice in the process. The DOH cannot be allowed to have absolute power over the people, their

health, travel, school entry, employment or any other program that will be tied with the proposed rules and requirements of HB 2502, HD1, SD1.

9. The \$5000 penalty for violating any part of these rules are excessive and unfair compared to fines for other misdemeanors.

10. The Traveler's Screening special fund and the \$5000 fine is an underhanded way of stealing from tourists by having them pay for the costs of implementing this program under the proposed rules of HB 2502, HD1, SD1. This is shameful and will ultimately destroy the tourism industry rather than bring it back.

11. While HB 2502, HD1, SD1 states that all information will be confidential, but can be shared with various government and other contracted entities, the bill does not specifically include any fines or penalties for the DOH or its downstream contracted entities for releasing or disclosing confidential information either purposefully or accidentally, similar to the fines and penalties stated the HIPAA privacy laws.

12. Under the proposed rules under 325-2.5 (f) in HB 2502, HD1, SD1 any health-care associated infection held by the department should be subjected to subpoena, discovery or introduction as evidence in any civil or criminal proceeding. There is no reason to hide information if it is true and accurate especially if it is not confidential

information and if the hospital was reimbursed from the Centers for Medicare and Medicaid for services provided.

I STRONGLY OPPOSES HB 2502, HD1, SD1 proposed.

HB-2502-HD-1

Submitted on: 6/24/2020 11:00:32 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bryn Villers | Individual | Oppose | Yes |

Comments:

Chair Baker and Vice Chair Chang and committee members,

I strongly oppose this bill on a multitude of grounds.

The Director of the DOH is an unelected position. Giving that individual the capacity to declare a state of emergency violates the basic rights of voters to be able to select the representatives who have the most direct impact on their lives and businesses.

This bill also allows the director to establish an unending state of emergency, simply by extending it by fiat—a power even the Governor does not possess. This bill also grants the Governor that new power (which I also oppose).

It allows the complete suspension of due process rights (and possibly habeas corpus) by claiming a person can be quarantined and isolated under the fuzzy decision that they have a "communicable disease".

It has the theoretical outcome of suspending HIPA and allowing the DOH to violate a patient's confidential medical records.

It gives the DOH carte blanche to close down any business they choose to and keep them closed for an indefinite period of time.

It also gives the ability to detain people when leaving or arriving the islands, the ability to fine non-compliance, the ability to select any "disease" as a quarantinable disease. There are no listed designations as to where quarantined/isolated individuals will be kept. The bill gives a blank check to the State for the amount of funds to be allocated to the screening fund. I thought we were in a budget crises?

This is too much power for an unelected bureaucrat. There is no accountability. You cannot allow this measure (which provides for a host of unconstitutional outcomes) to pass. Please vote no on HB2502.

Aloha 'oe,

Mr. Villers

HB-2502-HD-1

Submitted on: 6/24/2020 11:10:48 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Melanie DeCambra | Individual | Oppose | No |

Comments:

I oppose this bill as it puts the decision of our liberty in the hands of those not elected by the people!

HB-2502-HD-1

Submitted on: 6/24/2020 11:15:35 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| eric | Individual | Oppose | No |

Comments:

I strongly oppose

From: John Calvert <jcalvert@crystal3.com>

Subject: Strongly OPPOSE HB2502_SD1_PROPOSED

Aloha Members of the Committee:

I strongly oppose HB2502 SD1, for multiple reasons.

First and foremost, it's wrong to try to pass this type of legislation in a "gut & replace" bill, essentially hidden from view, and while everyone is occupied with the stresses of a government-imposed lockdown and ensuing economic disaster.

Many stakeholders need to be made aware of what is being proposed in this bill and allowed plenty of time to give input. There should be a special hearing (or hearings), announced well in advance by the news media and other outlets, in order to allow proper input from the public and stakeholders. This process should be live streamed for the public to view.

A panel of unbiased scientific and medical experts, offering differing viewpoints, should be convened to both understand the level of threat, and to recommend appropriate actions to be taken by the state and DOH, with respect to COVID-19 in Hawaii, going forward. This process should be live streamed for the public to view. The state should then take a poll to ascertain the will of the public.

Only the Governor should be allowed to declare a health emergency, and those declarations should be based on science, and guided by a panel of scientific and medical experts who can offer unbiased advice to assess threat and appropriate response. At no time should the Governor's declarations run counter to the Hawaii constitution or the U.S. constitution, except in the gravest of emergencies.

Like the flu, healthy people are statistically not at risk for serious illness or death from COVID-19 infection, and most will experience mild symptoms or no symptoms.

Many experts advise that the broad lockdown approach is wrong. The state and DOH need to reassess the whole response to COVID-19 here in Hawaii, and should consider a targeted lockdown for at-risk people. The state's response should be based on science, not fear. I also believe a one-size-fits-all approach, for all islands, is wrong – COVID-19 is primarily impacting Honolulu county.

Regarding vaccinations - it is likely that a large percentage of the population of Hawaii will reject mandatory vaccination. This needs to be openly discussed, with public input and a variety of viewpoints, and not brushed aside. Natural immunity is stronger than vaccine-induced immunity: this has been proven with the flu (and it's why a flu shot is recommended every flu season). This is why COVID-19 should be allowed to circulate in the healthy population, while at-risk people are isolated. Eventually, this will result in herd immunity.

As of today, 17 people have been recorded as having died from COVID-19 in Hawaii, out of a population of 1.4 million people (whether they died *from* COVID-19 or *with* COVID-19 has not been clarified by DOH). That number hasn't changed since May 4th (more than 7 weeks ago). In comparison, flu & pneumonia have claimed over 500 lives in Hawaii this past flu season (2019/2020). Why is the government response to COVID-19 so disproportionate compared with the flu?

COVID-19 in Hawaii has been publicized as a super-dangerous virus - so dangerous that the state has decreed that we all must change the way we live, and risk losing our livelihoods. Where is the science to back up this extreme response by the government? The DOH and news media are obsessed with the number of "cumulative cases," whereas the number of "active cases" is a much more meaningful and valuable statistic. Yet, the number of active cases is not even shown on the DOH's COVID-19 statistics website! Strangely, DOH seems to avoid acknowledging that people regularly recover from COVID-19 infection - 98% of cases have recovered. DOH prefers to use the phrase "released from isolation," instead of "recovered." When COVID-19 testing is increased, more cases are found; however, how many cases *actually* exist in Hawaii? People need answers.

Mahalo,

John Calvert

Puna District, Big Island

HB-2502-HD-1

Submitted on: 6/24/2020 11:16:33 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jason Mailo | Individual | Oppose | No |

Comments:

Strongly against this bill! Please vote NO!

This is medical martial law - an infringement on my God-given constitutional rights.

Read up on the studies Harvard/Standford did in the link between autism and vaccines in our country. Read up on the horror stories from India/Africa when they went in to vaccinate small villages, resulting in severe/deadly reactions.

HB-2502-HD-1

Submitted on: 6/24/2020 11:09:52 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ginelle palau | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:17:03 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rosa L Jaime | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Rosa Lilia Jaime

DATE: Wednesday, June 25, 2020

Good afternoon,

My name is Rosa Lilia Jaime and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 98-295 Ualo St X4, HI 96701. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502

HB-2502-HD-1

Submitted on: 6/24/2020 11:22:49 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Anna Fisher | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1. It is unconstitutional.

HB-2502-HD-1

Submitted on: 6/24/2020 11:25:15 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jeanne Angelheart | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:27:29 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tyler Q Jaime | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Tyler Q. Jaime

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is Tyler Q. Jaime and I am a resident of the State of Hawaii in the County of Honolulu . My physical address is 98-295 Ualo St X4, Aiea, HI 96701. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502

HB-2502-HD-1

Submitted on: 6/24/2020 11:17:12 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| christina sylvia | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:28:42 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sharayah Burnham | Individual | Oppose | Yes |

Comments:

This bill is beyond unconstitutional. It should be considered tyranny, invasion of privacy, the eroding of our rights of liberty and freedom. I strongly opposed to this bill.

HB-2502-HD-1

Submitted on: 6/24/2020 11:28:43 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------------|---------------------------|---------------------------|
| Kamaiki Tupua | Testifying for Non profit | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:28:42 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| ashley borel | Individual | Oppose | No |

Comments:

I strongly oppose to HB2502 HD1. I believe it is an invasion of our human rights.

HB-2502-HD-1

Submitted on: 6/24/2020 11:28:55 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Michael Sarnoff | Individual | Oppose | No |

Comments:

This bill is an overreach, let alone premature in nature. To date there is no scientific data proving a Covid vaccine is safe and effective. Creating legislation making this untested vaccine mandatory for school kids and allowing an unelected director of the department of health to declare an emergency instead of the governor without a check system in place could be catastrophic for the health of citizens in the State of Hawaii and states that may follow this absurd action.

Additionally having language in the bill that sets up "quarantine camps" is a very slippery slope. Again, we do not have enough information to make any of these decisions at this point. We oppose Bill #HB2502 and ask for the decency of a discussion to remove and/or replace it.

HB-2502-HD-1

Submitted on: 6/24/2020 11:29:24 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Yvonne C | Individual | Oppose | No |

Comments:

I strongly oppose

HB-2502-HD-1

Submitted on: 6/24/2020 11:32:50 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Monte Anderson | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:32:56 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------------|---------------------|---------------------------|---------------------------|
| PAMELA TUALAULELEI | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:33:37 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kyle Jaime | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Kyle Jaime

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is Kyle Jaime and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 98-295 Ualo St X4, Aiea, HI 96701. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502

HB-2502-HD-1

Submitted on: 6/24/2020 11:30:10 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| tasha schurgin | Individual | Oppose | No |

Comments:

I am opposed to this draconian bill...not only is it unethical and completely outrageous but it will destroy the economy of Hawaii.

HB-2502-HD-1

Submitted on: 6/24/2020 11:34:35 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kekaula Tupua | Individual | Oppose | No |

Comments:

Aloha,

My name is Kekaula Tupua and I am resident of the state of Hawaii. I am a constituent of the 43rd district. I **STONGLY OPPOSE** HB 2502 for several reasons:

1) I Oppose that all authority should be given to the DOH and the Director of the DOH in regards to it pertaining to that of individuals with symptoms of a "communicable disease", or given the authority to call a state of emergency. They **SHOULD** not be given so much authority if they were not elected by the people. All decisions should be made with the interest of the **PEOPLE** and their freedoms.

2) Our Governor should have authority and input to declare and call or end a state of emergency.

3) I strongly oppose the use of funds collected under this bill to be used for other purposes besides that of health related issues or concerns.

4) I oppose that we, as residents, constituents and citizens of the State of Hawaii, will loose our freedom to say 'no' and to refuse without fear of being reprimanded. Especially if the director deems something or sees fit that someone needs to be quarantined or isolated, and then that's persons will have to wait on the DOH to release them from said quarantine or isolation.

Thank you for reading my testimony. Below is the testimony of a well respected leader and I also agree with his opposition.

Mahalo,

kekaula Tupua

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Carl E. Harris

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Carl Harris, and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 94 414 Honowai Place, Waipahu, Hawaii 96797. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent. I am also deeply concerned by, and expressly object to, the invasion of privacy in

mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety"

Thank you for hearing my testimony AGAINST HB 2502

TESTIMONY IN OPPOSITION TO HB2502, HD1

SENATE COMMITTEE on Commerce, Consumer Protection, and Health

Senator Rosalyn H. Baker, Chair
Senator Stanley Chang, Vice Chair
Senator Clarence K. Nishihara
Senator Russell E. Ruderman
Senator Laura H. Thielen
Senator Glenn Wakai
Senator Kurt Fevella

HEARING: Thursday, June 25, 2020, Conference Room 229

Dear Chairman, Vice Chair, and Committee Members:

Thank you for the opportunity to testify IN OPPOSITION to HB2502.

My name is Sophie Fung, and I testify in opposition to this Bill.

The Covid-19 pandemic is an unusual occurrence and very unfortunate on the lives and the livelihoods of the residents of Hawaii who have been adversely affected. In order to mitigate this pandemic extreme measures had to be taken by Governor Ige, a duly elected official by the people(s) of Hawaii to govern and protect the public. These hard measures were necessary in the beginning however with the extension of stay-at-home orders among other measures there are now areas where our civil rights are being infringed upon.

At the present time the Hawaii legislature are taking measures to handle future situations by putting forth HB2502, HD1. What is of grave concern and strong objection to HB2502, HD1 is that there would be a transfer of power from a duly elected official (governor) to an appointed head of the Department of Health to make the hard decisions of lockdown, quarantine, arresting powers, limitations that potentially would suppress our constitutional rights and religious rights. The head of the Department of Health is not privy to all the different aspects of governing Hawaii and what are the needs of the public beyond health issues. The head of the Department of Health has a "narrow" view in that his/her expertise, education and background is focused primarily on health whereas the governor has the advantage of seeing the "big picture". How can an appointed person be held accountable? Where is the redress in this? He is not the head of the Hawaii government. Why should he have authority over the governor? This is not good legislature. It is in fact very poor and unwise legislature to pass HB2502, HD1 giving such broad and overwhelming authority to the head of the Department of Health.

Would you want your personal physician to tell you how to run your business? Would you want your banker to tell you how to maintain your health? Do you have your mechanic tell you how to handle your finances? Why should the people of Hawaii have the head of the Department of Health have such broad and sweeping control over the great state of Hawaii? This is an unprecedented amount of power given to a lower level head within the government of Hawaii.

Our constitutional and civil rights should be upheld as priority by the persons that we, the people of Hawaii, have elected with the appropriate checks and balances that are placed in our government. These constitutional and civil rights should not be determined by a head of the Department of Health, who although has an important role but should not be given the position of ruling over the public. The leadership and direction should come from governor.

For the foregoing reasons I oppose the bill and ask that you vote No in committee.

Thank you for your service and for your thoughtful deliberation.



Sophie Fung

HB-2502-HD-1

Submitted on: 6/24/2020 11:35:57 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sun Silver Dancer | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:36:00 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Risa Pelen | Individual | Oppose | No |

Comments:

Aloha,

I am against HB2502 SD1. It is against our constitutional rights for any entity or persons to use any tools necessary to screen any individual whether or not the individual is showing symptoms of any communicable diseases. No entity or individual should be able to do any type of screening without agreement of the person. It should not be allowed for any person to continue to work or be withheld from work, family, etc. This is against our freedoms and our rights, especially without government proclaiming any type of emergency. This is against our constitutional rights. Government should not have this type of control of the people.

HB-2502-HD-1

Submitted on: 6/24/2020 11:34:53 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kerrese Hogg | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 12:26:10 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| J. Bonifacio | Individual | Oppose | No |

Comments:

My name is Jennifer Bonifacio and I am a resident of the State of Hawaii in the County of Honolulu. After reading HB2501 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 HD1 SD1 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Finally, this virus has a very high survival rate. There was NO real reason to lock down the world. This virus did/does NOT kill people within days of catching it. There are now proven ways to help those hospitalized. These steps are obvious measures to remove our rights and freedoms.

Thank you for hearing my testimony **AGAINST** HB 2502 HD1 SD1.

HB-2502-HD-1

Submitted on: 6/24/2020 11:39:59 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sandra Ochoa | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:37:12 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Raphael West Harley | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:41:50 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jay Wolfberg | Individual | Oppose | No |

Comments:

Good Afternoon,

My name is Jay Wolfberg and I am a resident of the State of Hawaii in the County of Honolulu. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to

protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

HB-2502-HD-1

Submitted on: 6/24/2020 11:57:04 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------|---------------------|---------------------------|---------------------------|
| Solomon Kahalewai Jr | Individual | Oppose | No |

Comments:

This is against our civil rights and the rights and the choices that we choose for ourselves and for our own children. I oppose to this and I'm sure many people that are not educated and knows nothing about this will oppose against this bill. Again the government is being silent and without the public knowing, trying to pass this ridiculous bill!!

HB-2502-HD-1

Submitted on: 6/24/2020 11:58:32 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alicia Doellgast | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/24/2020 11:59:11 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Elizabeth Ubaldo | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 12:02:33 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kim Ione Taubensee | Individual | Oppose | No |

Comments:

This is outlandish! Please don't let this happen to our beautiful community. We need this to be a free and happy place. Please don't ruin Hawaii! We beg you not to pass this horrible bill!!!

TO: Members of the Committee on Consumer Protection and Health

FROM: Natalie Iwasa
808-395-3233

HEARING: 9:30 a.m. Thursday, June 25, 2020

SUBJECT: HB 2502, HD1, SD1 Department of Health Authorizations – **OPPOSED**

Aloha Chair and Committee Members,

Thank you for allowing me the opportunity to provide testimony on HB 2502, HD1, SD1 which authorizes the state Department of Health (DOH) to screen, test and monitor travelers, establishes a new fund and appropriates funding.

Section 325-B gives broad powers to the DOH for “investigating,” “monitoring” and “data-sharing.” I oppose this.

Section 325-G creates a special screening fund. The state already has too many special funds. I oppose this as well.

Please vote “no.”

If the legislature decides to move forward with this, please consider how screening and monitoring might interact with or potentially be disallowed by the Health Insurance Portability and Accountability Act.

HB-2502-HD-1

Submitted on: 6/25/2020 12:10:15 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Katty Arnow | Individual | Oppose | No |

Comments:

It's no ok you will have the power to force under your criteria.

HB-2502-HD-1

Submitted on: 6/24/2020 11:46:28 PM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rhema Jaime | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Rhema Jaime

DATE: Wednesday, June 24, 2020

Good afternoon,

My name is Rhema Jaime and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is 98-295 Ualo St. X4, Aiea, HI 96701. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502

HB-2502-HD-1

Submitted on: 6/25/2020 12:10:37 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Adria Marin | Individual | Oppose | No |

Comments:

I do not consent to this bill, that will ultimately take our rights away. Serving those who live in fear & the powers that be... I choose to take my health into my own hands & believe the less dictation the better. Thank You

HB-2502-HD-1

Submitted on: 6/25/2020 12:10:18 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| natasha | Individual | Oppose | No |

Comments:

I oppose this bill. It is unconstitutional!

HB-2502-HD-1

Submitted on: 6/25/2020 12:15:31 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kathleen Scott | Individual | Oppose | No |

Comments:

I strongly oppose this bill.

HB-2502-HD-1

Submitted on: 6/25/2020 12:22:55 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| kenneth kudo | Individual | Oppose | No |

Comments:

I, my parents, my children, and grandchildren are all born and raised in Honolulu. I am currently 74 years old. I am a retired contractor, a homeowner, a landlord to 12 single family homes, an export nurseryman on the big island. I am not in arrears on taxes and I don't have a police record. I passionately OPPOSE this bill. Covid19 is a virus that I am confident I will not die from because I have a STRONG IMMUNE SYSTEM from vitamins and exercise. My current chances of dying is 1 in 82,353 or .001% in Hawaii. The rest of the population have the same odds. I oppose masks because masks cut oxygen levels to below the OSHA levels for safety causing permanent brain damage as stated in OSHA manual. My family shares the same beliefs as myself.

This bill removes numerous personal freedoms, which are guaranteed by the United States Constitution. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/25/2020 12:23:23 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amy Costigan | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 12:16:30 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Beth McDonald | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

Beth McDonald

DATE: June 24, 2020

Good afternoon,

My name is Beth McDonald and I am a resident of the State of Hawaii in Honolulu. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/25/2020 12:31:36 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| christina obata | Individual | Oppose | No |

Comments:

I strongly oppose bill HB 2502.

HB-2502-HD-1

Submitted on: 6/25/2020 12:23:26 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Vanessa Porrata | Individual | Oppose | No |

Comments:

I do not believe that this bill is constitutional and that our rights will be violated if it is passed. I strongly oppose this bill and do not feel comfortable living in the state of Hawai'i if we are to be living under such conditions.

Thank you for your time.

HB-2502-HD-1

Submitted on: 6/25/2020 12:33:22 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Martin L. Aikala Jr | Individual | Oppose | No |

Comments:

HB2502 is unconstitutional.

HB-2502-HD-1

Submitted on: 6/25/2020 12:38:42 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------|---------------------|---------------------------|---------------------------|
| Carol E Smith-renkel | Individual | Oppose | No |

Comments:

Violates constitutional rights

HB-2502-HD-1

Submitted on: 6/25/2020 12:37:11 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| victoria rapolla | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 12:42:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kuulei | Individual | Oppose | No |

Comments:

This bill is unconstitutional and an infringement on our individual rights. The part of the bill that states "other actions deemed necessary" is highly suspicious and not clear enough. Actions deemed necessary could mean many things, i.e. possibly a mandatory vaccine.

HB-2502-HD-1

Submitted on: 6/25/2020 1:58:57 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Elijah | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 12:41:49 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Amber O'Rear | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 12:54:27 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| michael jonas | Individual | Oppose | No |

Comments:

I strongly oppose this bill. What we need to be doing as a state is praying that the wickedness and evil continue to be exposed!!!! Jesus is coming back soon!! There is still time to accept him as your Lord and Savior and stop helping Satan and his wicked schemes. I pray that you will see the bigger picture and see that God wants our attention, please don't pass this bill!!!!!! Mahalo Michael Jonas

HB-2502-HD-1

Submitted on: 6/25/2020 12:46:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| sharon weber | Individual | Oppose | No |

Comments:

Gentlemen

As a 10 year resident of Hawaii and parent, I implore you, to dispose of your bill HB2502. We the citizens of Hawaii do NOT side with the medical martial laws which the liberal democrat and other globalist leaning bodies are purporting to supplant our civil liberties with. If on an individual basis people wish to practice social distancing and wear a mask let them do so. DO NOT attempt to force unconstititutional edicts upon our citizenry or the citizens of our country who wish to travel here. I expect there to be major dissent amongst our legislators and the opposition to prevail. I hope those in favor realize this is the end of the road for their political careers.

HB2502 SD1 MUST be STOPPED!

I vehemently oppose the following 'conspiracy against our people' proposals!:

For all travelers: Mandatory testing, tracking, quarantine, and leaves door open to "other actions deemed necessary" during declared public health emergency.

\$5000 fine if you refuse.

Gives power to Director of DOH (instead of Governor) to declare emergency.... with NO time constraints.

Makes DOH exempt from Chapter 91: This means they could mandate a C19vax for all school kids WITHOUT public input or going thru legislature, as long as emergency declared.

"isolation" along with " quarantine"

How could you even consider such draconian legislature?! Which would completely destroy the fabric of our society turning it into a ward of medical draconian dictators? How could you turn on your people and your children? We the people of HAWAii will not accept!

These proposals are NOT CONSTITUTIONAL and FORBIDDEN under GODS LAWS AND UNIVERSAL LAW! NO ONE has the RIGHT to CONTROL OTHERS! UNDER

GODS LAW and Universal Law.

GOD FORBID THIS!

Mahalo
Sharon Weber

HB-2502-HD-1

Submitted on: 6/25/2020 1:05:16 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Daniel Davis | Individual | Oppose | No |

Comments:

I fully do not support this. I can not even believe my state would even consider this type of big brother legislation. Please take this off the table.

HB-2502-HD-1

Submitted on: 6/25/2020 12:58:02 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Randal Morondos | Individual | Oppose | No |

Comments:

The decisions to be made should be made by the Governor

An elected official not someone who is appointed.

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Gerard Comito

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Gerard Comito and I am a resident of the State of Hawaii in the County of Maui. My physical address is ***** (redacted for privacy), [Kihei], HI [96753]. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are deemed by the department to be at higher risk of infection, or at risk for spreading infection. However, it is not defined how the department would determine if an individual or group of people would be at a higher risk of spreading infection and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by

the individual's health plan. **With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individuals right to life, liberty and the pursuit of happiness.

According to the bill, the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individuals express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

- (2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;
- (3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B-8;
- (4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018-11;
 - (A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub account in the tourism special fund to provide funding for a safety

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/25/2020 1:15:43 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brian McPartlan | Individual | Oppose | No |

Comments:

I do NOT consent to this proposed bill, nor the ideas or agendas therein. It leaves way too much room for darker interests to take control of the state and take away our freedoms and liberties. The agenda is very clear to anyone with a pulse on what's been going on. I refuse to let my freedoms, and the freedoms of those around me, to be stripped away, under the guise of keeping us "safe" from a virus with a surprisingly low mortality rate, even with all the skewed statistics and incentives to report corona cases and deaths. Are we not looking at the unbiased science anymore? Are we strictly obeying the advice and protocols of the pawns and puppets of those who have the most to gain from this? The notion of possible mandatory vaccines would be a crime against humanity. I do not consent to any of this agenda that seemingly aims to further take away freedom and to control us. And the majority does not consent either, which I'm assuming is why this bill is so quietly being pushed in, as there would be a strong resistance from the people if we were all made aware of this.

HB-2502-HD-1

Submitted on: 6/25/2020 1:17:09 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ariela Maldonado | Individual | Oppose | Yes |

Comments:

OPPOSE. This is against the national people of this land. And is illegal and punishable by law.

HB-2502-HD-1

Submitted on: 6/25/2020 1:19:20 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------------|---------------------|---------------------------|---------------------------|
| Steven Hamilton-shouldice | Individual | Oppose | No |

Comments:

This is a “gut & replace” bill! Legal in Hawaii. They took a completely different bill, that had ALREADY passed several House committees earlier before COVID shutdown, gutted the language, added this nightmare, and carried on to the next committee in June 2020.

Mandatory testing, tracking, quarantine, and their legal language leaves the door open to “other actions deemed necessary” during any declared public health emergency.

This bill makes the DOH exempt from Chapter 91: This means they could mandate a CoVID-19 Vaccine for all school kids WITHOUT public input or going through legislature, as long as an emergency is declared.

HB-2502-HD-1

Submitted on: 6/25/2020 1:20:27 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------|--------------|--------------------|--------------------|
| Theresa Harden | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: THERESA HARDEN

DATE: Wednesday, June 24, 2020

My name is THERESA HARDEN and I am a resident of the State of Hawaii in the County of Kaneohe. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony IN OPPOSITION TO HB 2502.

HB-2502-HD-1

Submitted on: 6/25/2020 1:08:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| eva roberts | Individual | Oppose | No |

Comments:

I totally oppose mandatory vaccines, and I oppose any legislation which contains language which might leave the door open to mandatory vaccines.

No human being should be allowed to force chemicals into the body of another human being.

Hippocrates, the father of modern medicine said "First, do no harm". Vaccines contain harmful chemicals, and they have been proven to harm many individuals.

There are many, many more approaches to health which are actually healthy. If we eat more fresh, organically-grown produce, and drink more chemical-free water, and breathe more truly clean air, then the immune system is strong enough to keep the body healthy. That is how God and Nature designed the body to be.

HB-2502-HD-1

Submitted on: 6/25/2020 1:27:53 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---|---------------------------|---------------------------|
| Mara Stevens | Testifying for Sacred Wisdom Healing Arts | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 1:21:30 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jessica kelly | Individual | Oppose | No |

Comments:

I oppose this bill ad it infringes on our constitutional rights. This will severely hurt the economy of your state

HB-2502-HD-1

Submitted on: 6/25/2020 1:40:08 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| christine cowan | Individual | Oppose | No |

Comments:

I oppose this Bill for several reasons ..., 1) the Bill imposes Hawaii travel restrictions permanently. 2) it suggest imposing penalties for those who refuse to abide 3) In the Bill includes mandatory testing, tracking & quarantine with a \$5000 fine for those that refuse 4) it gives power to th unelected Director of DOH (instead of the Governor) to declare an emergency along with NO time constraints. 5) the Bill makes the DOH excerpt from Chapter 91 meaning they could mandate a COVID-19 vaccine for all school kids WITHOUT public input or going through legislature as long as an emergency is declared 6) Testing & Health information gathered is not subject to subpeona, discovery if you contest in court

I adamantly oppose this tyranny this must be rejected. Christine Cowan

HB-2502-HD-1

Submitted on: 6/25/2020 1:45:29 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dario Campanile | Individual | Oppose | No |

Comments:

For 15 years I was full time Maui resident. I now spend 4-5 months on the Maui and in the Hawaiian Islands. I am an artist and have galleries that represent me. I oppose this bill! I need to be able to easily and in good health, come back to my work, Maui second home and friends/ohana there. Thank you!

HB-2502-HD-1

Submitted on: 6/25/2020 1:31:57 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Daniel Dinenberg | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1 as there is simply too much opportunity for abuse of power.

I am a Physicist in Kauai concerned with the welfare of our citizens but the Department of Health should not be able to make declarations without checks and balances.

This is unreasonable in a democracy.

HB-2502-HD-1

Submitted on: 6/25/2020 1:56:08 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jacie | Individual | Oppose | No |

Comments:

Everyone should have the right to choose what they put in their body and their kids body!

HB-2502-HD-1

Submitted on: 6/25/2020 2:10:55 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| cora | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 1:52:09 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jessica harrison | Individual | Oppose | No |

Comments:

I don't want to get shot up with a vaccination that has been untested.

HB-2502-HD-1

Submitted on: 6/25/2020 2:11:53 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Erica Comerford | Individual | Oppose | No |

Comments:

I do not live in Hawaii but travel there frequently and will NOT continue to travel to Hawaii if this bill is passed! I do not consent to being tested or traced. Hawaii is part of the USA where we have God-granted AND Constitutionally-granted freedom of movement and right to travel. As early as the Articles of Confederation, Congress recognized freedom of movement (Article 4). You are now seeking to destroy that Constitutional right, something you do not have the power to do. Tourism is a major facet of your sustainability and there is already so much distrust in the government, the police, contact tracing, etc. You WILL have an adverse effect on your tourism revenues if you pass this bill. Do you really want to set that precedent? The travel and tourism industry is already hurting and travel to Hawaii is already so expensive that I'd think you would not want to do anything else to discourage travelers from coming to Hawaii. I hope this bill is defeated so my family can continue to enjoy our trips to Hawaii!

HB-2502-HD-1

Submitted on: 6/25/2020 2:15:54 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| May Rodriguez | Individual | Oppose | No |

Comments:

I strongly oppose the HB2502 HD1. It is unconstitutional and violates American citizens rights.

HB-2502-HD-1

Submitted on: 6/25/2020 2:18:53 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Laureen Rizzi | Individual | Oppose | No |

Comments:

Please vote No to HB2502. This will hurt your tourism industry and this is medical tyranny that tramples on our civil rights.

HB-2502-HD-1

Submitted on: 6/25/2020 2:21:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kristen Garcia | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 2:16:53 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Max | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Max Andrade

DATE: Tuesday, June 24, 2020

Good afternoon,

My name is Max Andrade and I am a resident of the State of Hawaii in the County of Maui. My physical address is 1809 Piihana Rd. Wailuku, HI 96793. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/25/2020 2:24:06 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jessica Guglielmo | Individual | Oppose | No |

Comments:

I am a lifelong East Coast resident with a time share we use to travel all over the world. One of our favorite places to vacation as a family of four is in your beautiful state of Hawaii. In fact, my husband and I have been discussing when we will be able to schedule our next visit, which we plan to make a month long, in the next year or two once things are fully open.

Should this bill pass, I can assure you that I and many others I know will no longer be traveling to Hawaii, at all. I believe such a bill will not only be a hit to your tourism industry, but may well destroy it. I find the concepts of this bill to be extremely short sighted and dangerously open to abuse.

Please vote no.

Respectfully,

Jessica Guglielmo

Connecticut

HB-2502-HD-1

Submitted on: 6/25/2020 2:23:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| janna tenney | Individual | Oppose | No |

Comments:

I strongly appose this bill. Being vaccinated with a drug that has not gone through testing is inhumane. There are so many who can be allergic to ingredients in vaccine, yourself included. Your family included. If there is a reaction and it is fatal I'm sure the pharma companies will be protected and yet we will be left with family members who have been harmed, if not fatally. Please think of family members who are sensitive to small things, having something injected into thier blood stream directly can be fatal.

prayerfully and with much aloha,

janna

HB-2502-HD-1

Submitted on: 6/25/2020 2:26:22 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Evelyn | Individual | Oppose | No |

Comments:

This bill has been crafted without concern for the public. Measures now included speaking to a state of emergency gives too much power to unelected authorities to make extreme decisions for this population that will continue to disproportionately negatively impact marginalized communities. This should never be passed as written and I am concerned for the safety of each citizen should this be passed.

HB-2502-HD-1

Submitted on: 6/25/2020 3:02:43 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jasper fry | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 3:03:40 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kehaulani | Individual | Oppose | No |

Comments:

This bill is extreme and unjustifiable, as COV-2 is u.s. funded, u.s. lab-structured and u.s. patented as is its vaccine (2018). Passing this bill vs. holding u.s. agents accountable will cause further negative health impacts and impede upon the rights of the People, while acting in a complicit manner as accomplices to u.s. agents. Scrap it. Investigate. Hold u.s. agents to an account. Work on behalf of the People, not in collusion with those working toward our demise. Mahalo in advance for your anticipated repentant and rightful action.

HB-2502-HD-1

Submitted on: 6/25/2020 2:31:33 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Greg Bitterman | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 3:11:29 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| amber rose | Individual | Oppose | No |

Comments:

My name is Amber Rose and I am a resident of Oahu. I submit my testimony DEEPLY, ADAMANTLY, and STRONGLY in opposition to HB 2502. This bill does not simply "leave the door open for abuse of power". Abuse of power is the singular goal of HB 2502.

EVERY word of this bill is absolutely tyrannical. The bill removes many of our freedoms and is a direct violation of several constitutional rights - beginning and ending with violating our First amendment right to Religious Freedom with regard to mandating ANY vaccines for ANY reason.

The horrific and purposely vague language of this bill affords unlimited and unchecked power to the DOH Director and bypasses any legislative or public oversight. The DOH director is neither a Medical Doctor nor an elected official and therefore is nothing more than a glorified puppet and or prostitute.

This bill states that the DOH can "take other action as deemed necessary by the director to prevent, prepare for, respond to, mitigate, and recover from a serious outbreak of dangerous disease." There are far too many verbs in that sentence enabling virtually any and every violation of our human rights. For example the 4th amendment which states "the right of the people to be secure in their persons, houses, papers and effects, against unreasonable searches and seizures, shall not be violated". The broad and nonspecific language used in this bill allows for zero accountability, zero transparency, and perpetually extendable expiration dates.

The vague and ridiculously loose language used here will also open the door to the discouragement and most likely removal of parents' right to homeschool their own children in an attempt to force vaccine compliance because it has been "deemed necessary". This as well would be unconstitutional.

The "Covid19" vaccine has been fast tracked and will undoubtedly be the least safe vaccine in recent history. This bill is the gateway to mandating a dangerous but highly profitable experiment and endangers billions of innocent lives.

As I write this, my innocent baby boy is sleeping next to me and this repressive disgusting police state WILL NOT be his future. I wish I could include a photo of his

sleeping face but I do not need to because you are all parents as well. This is NOT why you had children so that they could grow up with no hopes or dreams and be the literal property of the DOH. I am raising my children to be adventurous, innovative, unconventional, truth seeking and ENTREPRENEURIAL. "Covid19" has already all but decimated the middle class (as planned). Businesses and homes have been lost. And for what? Control, power and TYRANNY. Is this the world that you want for your babies? Do you want them to have the freedom to shape their own destiny, or should their destiny be decided by the DOH?

The separation of parents from their children in an attempt to quarantine one or the other is absolutely unacceptable. The emotional trauma of separating a child from its parents is much greater than the risk of infection by a virus with a lower mortality rate than the common flu. This is unconscionable and repulsive. The bill does not address any specifics with regard to the safety and treatment of those in forced isolation. Most importantly it fails to address the issue of children in isolation and parents' specific rights and restrictions during this time. Absolute tyrannical insanity.

I find it blatantly hypocritical that the very same HIPPA privacy laws that allow the TRACE ACT to operate with ZERO burden of proof with regards to substantiating government claims of an individual's exposure are tossed aside left and right within this bill. The requirement of personal medical disclosures upon arrival and departures which can then be shared with private entities violates HIPPA. Yet HIPPA is the saving grace for contact tracing and thus for the de facto incarceration of innocent humans.

Nowhere in this bill is it specified as to how long an individual can be held in isolation or quarantine. Also the issue of each quarantined individual being responsible for the cost of their own food, lodging, and medical care with the exception of what is covered by health insurance appears to be setting us up for a situation where "isolation" turns to LABOR CAMP as those isolated will be unable to attend work or run their businesses during this time. Welcome to NAZI Germany. The entire concept of forced quarantine is in direct violation of our unalienable rights to Life, Liberty and the PURSUIT OF HAPPINESS.

The allocation of ANY more tax money to the tracking, testing, or brainwashing COVID propaganda is a shameful travesty. "COVID19" is a blatantly obvious Trojan Horse aimed at complete government control under the guise of protecting public health. Furthermore, I am also vehemently opposed to the use and allocation of funds collected under the bill for uses not related to public health i.e. the monies allocated for use by Turtle Bay Resort, HI Convention Center, and new tourism initiatives with the goal of generating more revenue for the corrupt government of Hawaii which is currently FAILING its people.

The bill will also (as intended) further destroy our fragile economy by alienating both prospective and future visitors to Hawaii by violating their constitutional rights and robbing them via fines and fees designed to fund this nauseating attempt at communism.

The most telling fact here is the date that this bill was introduced and passed in its first reading in January. January 23, 2020. Long before such Draconian insanity could have ever been "deemed necessary" as the first case of Covid in the US was reported only 3 days before. I find it also very interesting that at the same time this is going on, there is a simultaneous attack on our rights to bear arms and large capacity magazines. It is almost as if we are being systematically stripped of our rights & disarmed at the same time. How coincidental.

I DO NOT CONSENT to the mandate of any vaccine, testing, medication, or biological for me or my family or my children.

"The success and wellness of our human family, including yours, is bound together."

HB-2502-HD-1

Submitted on: 6/25/2020 3:10:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alicia Daw | Individual | Oppose | No |

Comments:

To Whom is may concern,

I am writing to oppose HB2502.

Earlier this year I visited Hawaii, a trip I've made many times, except this time was different. This time I wrote back to my husband and told him that, conclusively, I wanted to pursue our dream of selling our home on the East Coast and moving the Oahu. We've long been dreaming about a more laid back lifestyle for our family and Hawaii has become a favorite place for us to get away. We've been on the hunt for properties and have begun making plans for a 2021 move.

Upon hearing word of thsi bill, it stopped us dead in our tracks. We do not consent to tracking, to an unelected official holding this much power, and to mandatory testing. This all violates personal rights and, in some cases, bodily autonomy.

Should this bill pass, we will be completely reassessing our plans to relocate to Hawaii, which would be devastating.

While I understand that COVID is a serious global issue, I hope that you take the lead from other countries who have taken far less extreme kmeasures to ensure the health and safety of their population....and have done so effectively.

Sincerely,

Alicia Daw

HB-2502-HD-1

Submitted on: 6/25/2020 3:20:23 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lela T | Individual | Oppose | No |

Comments:

I have strong roots in Hawaii - and pls note that I have travelled and lived overseas including in countries whose response to Covid-19 is far superior to that of the USA . I respect the warmth and kindness of the Hawaiians - and I support any sincere desire to ensure the safety of the local people. I regret that currently, many Americans (including health officials) do not have the knowledge or experience in regards to the COVID-19 and are not willing to share or to learn from others (silos) - and thus, giving absolute power to one person is unwise.

I didn't have time to research the proposed bill, but have been told about it - so if I'm mistaken - my apologies.

I oppose the bill - and here are the key reasons:

1) I object to the bill if it gives power to the unelected Director of DOH, instead of the Governor, to declare an emergency with no time constraints. If the Governor has the power to declare a state of emergency or public health emergency, this power should remain with the Governor.

2) Many countries have wisely set up quarantines and other regulations. This certainly can be overseen by the Director of DOH. I object to a blanket power to do any "other action(s) deemed necessary." There must be a opportunities to contest, challenge, or overturn fines, requirements, and other imposed actions.

3) If the bill makes the DOH exempt from Chapter 19 and thus, allow the DOH to mandate vaccine for all school children without public input or legislative discussion - I oppose.

4) I was also informed that "all testing and health info gathered is not subject to subpoena, discovery, or introduction as evidence if a person chooses to contest in court" - if this is a condition or this information is not protected for the rights of individuals - I strongly oppose.

HB-2502-HD-1

Submitted on: 6/25/2020 3:23:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| joshua keli holokai | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 3:17:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kai Kramer | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 3:23:30 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Stephanie Herrera | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 3:24:27 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|------------------|--------------|--------------------|--------------------|
| Kaho'inani Tupua | Individual | Oppose | No |

Comments:

Aloha Chair Senator Rosalyn Baker, and Senator Stanley Chang, Vice Chair, (along with my own district Senator Maile Shimabukuro & Representative Stacelyn Eli),

My name is Kaho'inani Tupua and I am a resident of the State of Hawai'i in the County of Honolulu. I physically reside at ***** (redacted for privacy), Wai'anae, HI 96792. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

Mahalo for the opportunity to share my plea in asking you to please accept this testimony **STRONGLY OPPOSING HB 2502, HD1, SD1 proposed.**

I am in awe that HB2502 stating in its 1st few paragraphs...

“SECTION 1. The legislature finds that there is a shortage of healthcare professionals in the State, and that this shortage is especially acute in rural areas. According to the federal Health Resources and Services Administration, an entity of the United States Department of Health and Human Services, there were 17,657 geographic areas, populations, and facilities designated as having too few primary care, dental, and mental health care providers.

In Hawaii, the Health Resources and Services Administration reported that the counties of Hawaii and Maui each have an average deficiency of twenty-five full-time healthcare service professionals, while the county of Kauai has a shortage of thirteen full-time healthcare service professionals. These shortages are expected to worsen as physicians and nurses working in rural areas retire faster than new healthcare recruits can replace them. Simultaneously, the population in the State's rural areas has increased in recent years, even as the State's overall population has seen a decline. These two factors combined will lead to a worsening of the ratio between healthcare professionals to patients. The legislature recognizes that as this ratio worsens, so may patient quality of care.

To counteract this trend, there is a demand for an increase in healthcare facilities in the State's rural areas. However, each new healthcare facility that opens must hire qualified healthcare professionals to staff the facility. Unfortunately, this often results in the new facility seeking to hire professionals from existing facilities in the local area.”

Has evolved into the current HB2502-HD1-SD1 where it now states...

*“SECTION 1. The State's experience with the **COVID-19 pandemic** demonstrates the need for preparation, flexibility, and quick action in the face of ongoing or new risks presented by outbreaks of communicable or dangerous diseases in the State or in other parts of the world. The State has learned from experience that a screening process for travelers is a key component in the containment or mitigation of the spread of disease. This Act serves to enhance the tools available to the State in its effort to contain or mitigate the spread of communicable or dangerous diseases, to enable the use of these tools without a governor's emergency proclamation, and to make the containment or mitigation effort more efficient and flexible in protecting the public health and safety.”*

Yes, I know this happens all the time & for many reasons, so why not make it clear & introduce a NEW bill with a NEW number because in regards to this particular bill **HB2502-HD1-SD1**, I truly feel it's absolutely disheartening to witness the literal verbiage change right before our eyes so blatantly it almost gives the feeling to NEED to double/triple check our government's intentions. If someone doesn't read the complete history of the bill (in complete trust that it may be slightly modified) it can be very misleading even deceitful. Reading the original, I'd be in almost complete support of YES assisting the shortage of healthcare professionals everywhere. But to totally and intentionally construe & reword a complete document (from 5 pages to 48 pages in length) is oppressive or as others have mentioned, draconian.

When we constituents vote in politicians, I'm sure we all have at LEAST one thought in common “this person will have some good intentions to make a positive effect in our community, city, state, country.” Regardless of the intent of the candidate, we put our hope into the word. So, it's discouraging to see people say yet fail to do, what happened to “your word is your bond?” We work to teach the children, our future, to create good goals, be honest, be respectful, keep in mind how you impact others and the world around you. Yet we create a detrimental change in this bill that will greatly and negatively impact us all & for what, money? A budget? In what tourism? Think about it, it will eventually destroy tourism altogether as it will be seen as deceitful. This is the ALOHA state yet we mentioned the word ‘isolation’ in this document 25 times. This COVID issue could have been prevented if we had shut down incoming visitors to Hawai'i from the beginning. We should've used the time of our isolation to restructure systems for shopping, dining, (an good example would be like the ahupua'a model and/or the kapu systems) in order to avoid panic and hoarding. Give actual direction instead of using scare tactics as a means to ask for a handout of funds. Anyway, there are so many reasons why we shouldn't pass this bill especially reasons like we are human and we deal with other humans like kupuna and keiki and if you don't have any in your life you should get to know a few, they're amazing. Or think about yourself in this manner, as a good amount of our own state officials are climbing up in age, would you or your own friends & family want to be forced to do any of the listed?

As I read thru almost all 1077 testimonies (a lot of them repetitive), this one stood out the best to me as in being well-said and clearly stating my thoughts almost exactly:
(Stated By: Teresa Chao founding member of HFIC)

1. *There is no reason to believe that all legislators, city and county administrators, and other government officials will be subjected to these draconian testing requirements even though they travel more than the average citizen thus making members of the public true second-class citizens.*
2. *The Director of Health's sole authority to declare a public health emergency without any other governmental oversight is too broad and can lead to an abuse of power.*
3. *The excessive and unsupervised authority of the Director of Health is more broadly stated on page 5, line 1, where he can "take other action as deemed necessary to prevent, prepare for, respond to, mitigate and recover from a serious outbreak of communicable or dangerous disease." "Other action" can literally mean ANYTHING the Director decides. The current director is not even a medical doctor and is an unelected official who will do what he is told to do without regard to public opinion.*
4. *The mandatory testing, contact tracing, quarantine, screening, testing, and isolation of all travelers to the islands violate an individual's US Constitutional rights including the right to freely travel throughout the United States without being threatened with excessive fines and the individual privacy rights stated in Hawaii's Constitution.*
5. *The mandatory presentation of personal health demographic information can be misused, improperly secured, improperly disposed or entered into a DOH or CDC database without an individual's knowledge or consent, for unknown reasons, kept for any length of time, and used for undisclosed purposes.*
6. *The length of the emergency, even with a 90-day time limit, can be continuously extended beyond the 90 days, essentially holding all people in Hawaii captive.*
7. *The adoption of the proposed section 325-A in HB 2502, HD1, SD1 as interim rules and making these rules EXEMPT from the requirements of Chapter 91 and Chapter 201M effectively prevents and removes the rights of all citizens of Hawaii from testifying and participating in the rule making process.*
8. *The DOH's authority will be too broad and unrestrained. This bill allows the DOH to unilaterally amend the interim rules without allowing the public to participate or testify as required by Chapter 91 and Chapter 201M. This will allow the DOH to make any rule and or change any rule whenever it pleases, while the people will have no voice in the process. The DOH cannot be allowed to have absolute power over the people, their health, travel, school entry, employment or any other program that will be tied with the proposed rules and requirements of HB 2502, HD1, SD1.*
9. *The \$5000 penalty for violating any part of these rules are excessive and unfair compared to fines for other misdemeanors.*
10. *The Traveler's Screening special fund and the \$5000 fine is an underhanded way of stealing from tourists by having them pay for the costs of implementing this*

program under the proposed rules of HB 2502, HD1, SD1. This is shameful and will ultimately destroy the tourism industry rather than bring it back.

- 11. While HB 2502, HD1, SD1 states that all information will be confidential, but can be shared with various government and other contracted entities, the bill does not specifically include any fines or penalties for the DOH or its downstream contracted entities for releasing or disclosing confidential information either purposefully or accidentally, similar to the fines and penalties stated the HIPAA privacy laws.*
- 12. Under the proposed rules under 325-2.5 (f) in HB 2502, HD1, SD1 any health-care associated infection held by the department should be subjected to subpoena, discovery or introduction as evidence in any civil or criminal proceeding. There is no reason to hide information if it is true and accurate especially if it is not confidential information and if the hospital was reimbursed from the Centers for Medicare and Medicaid for services provided.*

Mahalo for your time & efforts. Mahalo for all you do for our state big, small, seen & unseen! I truly appreciate each of you for your service. Sometimes we just have to be reminded to think human again...love, faith, peace before propaganda.

STRONGLY OPPOSING HB 2502, HD1, SD1 proposed

Sincerely,

Kaho'inani Tupua

HB-2502-HD-1

Submitted on: 6/25/2020 3:23:24 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| rochelle miralles | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 3:47:05 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| David Thorson | Individual | Oppose | No |

Comments:

It is my belief that HB2502 should NEVER be passed. The State of Hawaii risks loosing multiple thousands in tourists dollars if this bill is passed. We the People know that this is just another control measure and WE will NOT COMPLY. Freedom does not include being controlled by an innefective Mask . My body,My choice. Without Prejudice U.C.C. 1-207, & 1-306.

HB-2502-HD-1

Submitted on: 6/25/2020 3:54:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| AMY ANDERSON | Individual | Oppose | No |

Comments:

This bill is not well written and it limits our freedom. You are all in a position to protect, preserve and provide additional freedom, not limit it. Please remember that people can govern themselves. It is wrong to limit our freedom of movement, freedom of choice and freedom to gather. Please oppose Bill HB2502.

Thank you,

Amy Anderson

HB-2502-HD-1

Submitted on: 6/25/2020 3:55:06 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| patricia gardella | Individual | Oppose | No |

Comments:

This bill will severely limit tourism as it relates to testing, tracking, and quarantining. In addition, there is concerning language that could allow mandatory covid vaccination without public input, preventing medical freedom.

HB-2502-HD-1

Submitted on: 6/25/2020 3:33:37 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mary LaGasse | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Mary LaGasse

DATE: Wednesday, June 25, 2020

Aloha,

My name is Mary LaGasse and I am a resident of the State of Hawaii in the County of Maui. My physical address is 160 Keonekai Rd #2-101, Kihei, HI, 96753. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the

State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt,

and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Mary LaGasse

HB-2502-HD-1

Submitted on: 6/25/2020 3:59:12 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Matthew Monetti | Individual | Oppose | No |

Comments:

This bill seeks to take away inalienable freedoms that citizens of the United States have. This is not ethical or legal under any circumstance. No US patriot would support such a bill.

HB-2502-HD-1

Submitted on: 6/25/2020 4:01:13 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| S McNeill | Individual | Oppose | No |

Comments:

Oppose

HB-2502-HD-1

Submitted on: 6/25/2020 4:04:59 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Johnathan | Individual | Oppose | No |

Comments:

We do not consent to this "gut & replace" bill. No to mandatory testing, tracking, quarantine and "other actions deemed necessary". As free citizens we should always have the right to choose and to free will. These tyrannical measures are plain and simply unjust, totalitarian and are rooted in deceptive lies. This is not for the good for Hawaiians it is simply imposing dictatorship. WE THE PEOPLE OBJECT. As representatives of the people, it is your DUTY to REJECT THIS BILL

HB-2502-HD-1

Submitted on: 6/25/2020 4:07:16 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jeanmarie Rorick | Individual | Oppose | No |

Comments:

Mandating any medical procedure, including all vaccinations, is unconstitutional, and violates the Nuremberg Code that requires informed and voluntary consent for same. This bill includes mandating the COVID19 vaccine, therefore the intention of this bill is in violation of the Nuremberg Code. Vaccines were given blanket indemnity by the federal government in 1986, and in 2011 were declared unavoidably unsafe by the Supreme Court of the United States. This means the vaccine manufacturers have absolutely no incentive to make their products safe, and in fact do not do safety testing using the gold standard of science, the randomized, double blind, true inert placebo controlled clinical trial. No vaccine has ever been put to this gold standard test. You can not mandate a product be injected into all visitors to your state that does not have to go through the highest standard of safety testing, and indeed has been declared unavoidably unsafe. Opposing this bill is the only reasonable and lawful choice.

HB-2502-HD-1

Submitted on: 6/25/2020 4:04:05 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Seth Donaldson | Individual | Support | No |

Comments:

It is totally reasonable to require vaccinations for children to attend school, so that they aren't putting others at risk.

HB-2502-HD-1

Submitted on: 6/25/2020 4:14:06 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alexa Sellergren | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 4:12:31 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Marion Freet | Individual | Oppose | No |

Comments:

This bill is dangerous to the democracy in Hawaii. It gives too much power to unelected official and is too vague. For example, "other actions deemed necessary" leaves the door open for the DOH to force a dangerous and fast tracked COVID vaccine against the will of the traveler. "Confinement of individuals or groups believed to have been exposed to a communicable or dangerous disease, or who otherwise have or create a potential risk of transmitting a communicable or dangerous disease to others" suggests that you may be subject to all of the above and "other actions deemed necessary" even if you do not test positive. And who decides what these "communicable or dangerous diseases" will be? Besides COVID, Measles? Chicken Pox? Shingles? This is not the way to protect the citizens of Hawaii. The director of the DOH should not be given this kind of power. In protecting the people, you must not hand over our right to autonomy over our own bodies. Otherwise, we are headed down a dangerous path that leads to forced procedures deemed necessary by a select few. Forced isolation and quarantine sounds a lot like "concentration camps" to me. Please don't be on the wrong side of history on this issue. Vote no on this dangerous bill.

HB-2502-HD-1

Submitted on: 6/25/2020 4:18:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jennifer Sabin | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 4:38:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lois Hines | Individual | Oppose | No |

Comments:

I OPPOSE HB2502!

This bill violates our God-given and constitutionally-protected rights to bodily sovereignty and informed consent!

This is a tantamount to TYRANNY!

Vote NO on HB2505!

HB-2502-HD-1

Submitted on: 6/25/2020 4:41:25 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| rachel staebler | Individual | Oppose | No |

Comments:

This is an incredible government over reach. I strongly oppose.

HB-2502-HD-1

Submitted on: 6/25/2020 4:46:29 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Melissa Arnold | Individual | Oppose | No |

Comments:

I Oppose HB2502

HB-2502-HD-1

Submitted on: 6/25/2020 4:29:16 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brynn | Individual | Oppose | No |

Comments:

This bill violates our constitutional rights.

HB-2502-HD-1

Submitted on: 6/25/2020 4:52:31 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Allison Roberts | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 4:49:36 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| tania victorine | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 4:57:04 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| ALEXIS VALDOVINOS | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 4:57:10 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sarah Granberg | Individual | Oppose | No |

Comments:

This bill is an infringement on an individual's right to freedom of choice regarding health. No government or authority should mandate vaccinations, tracking or testing for adults or children, as this is a personal choice and freedom of the people.

HB-2502-HD-1

Submitted on: 6/25/2020 4:58:06 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Todd Roberts | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 as it will set precedents for future actions and decisions by more unelected office to make decisions without due process. These are unprecedented times but we can't mandate beyond constitutional rights.

Aloha

Todd Roberts

HB-2502-HD-1

Submitted on: 6/25/2020 4:59:20 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kathryn Sarnoff | Individual | Oppose | No |

Comments:

This bill is unconstitutional and extremely unnecessary for a virus with an over 99% recovery rate. To date we have no scientific data proving a Covid (or any SARS TYPE) vaccine is safe and effective, in fact they have proven in the past to be EXTREMELY DANGEROUS. Creating legislation making a fast tracked/ not properly safety tested vaccine mandatory for school kids and allowing an unelected director of the department of health to declare an emergency instead of the governor without a check system in place could be catastrophic for the health of citizens in the State of Hawaii and states that may follow this absurd action. Having language in the bill that sets up quarantine camps is a very slippery slope. Again, we do not have enough information to make any of these decisions at this point. We oppose this Bill and ask for the decency of a discussion to remove and/or replace it.

HB-2502-HD-1

Submitted on: 6/25/2020 5:01:35 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| david reyes | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 4:53:46 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|-------------------------------|-------------------------------|
| Ashley King | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 5:20:29 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mike Isseks | Individual | Oppose | No |

Comments:

This bill is unconstitutional, has been modified from its original version, and potentially violates health freedom. Leaving the declaration of emergencies to health officials as opposed to the governor is wrong. I strongly oppose.

HB-2502-HD-1

Submitted on: 6/25/2020 5:20:43 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|--------------------------------------|---------------------------|---------------------------|
| Raymond Villamor | Testifying for Visayas Capital Group | Oppose | No |

Comments:

I hereby representative of V ISAYAS CAPITAL GROUP

oppose this HR BILL 2502 that has good intentions.

However, upon further review does not give any adequate freedom to an individual for freedom of movement or expression that undermines the Hawaiian Island being the most beautiful islands in the Pacific.

The Bill does not intend to further to counteract anyone to oppose if passed by means of explanation First Amendment Rights and violates US Constitution Amendment 1,2,14,16.

In Confidence

Raymond Villamor Echavez

HB-2502-HD-1

Submitted on: 6/25/2020 5:25:09 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Corinne Kaufman | Individual | Oppose | No |

Comments:

I am opposed to Bill#HB2502 because I deem the details and the protocols described as unconstitutional. This bill goes against people's free will of choice. There are other ways to implement safety in the public health sphere other than forcefully placing fear on people to get a vaccine and then fining them if opposed. To scare and manipulate people with a large sum fine is unnecessary. Instead of imposing people who live on the islands and travelers with "tracking" "possible vaccination" and "isolation" we can support, encourage, and lead by helping people with basic needs of cleanliness, immune support and health, proper social distancing measures, and more. The creation of a vaccine costs millions of dollars. We could easily use that money to support our local communities in becoming health conscious and to take care of our immune systems to become build resistance to covid-19. We can not force and implement a protocol that allows no public input. More so, the vague wording in the bill such as "other actions deemed necessary" is vague and not clear enough for our citizens to feel safe. We need direct clear wording, in fact it is necessary if the legislature and all public healths spheres are truly concerned about public safety. We must allow public input when creating new and revised bills. Finally, I am opposed to bill#HB2502 HD1 and I do not stand for it.

HB-2502-HD-1

Submitted on: 6/25/2020 5:19:27 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Charlotte | Individual | Oppose | No |

Comments:

Dear all,

I oppose this HB2502 Bill! It violates our human rights! Please do NOT let this bill go through! YOU MUST LISTEN TO THE PEOPLE! WE DO NOT CONSENT TO MANDATORY TRAVEL VACCINATIONS OR COVID 19 TESTING. THIS IS UNCONSTITUTIONAL AND WILL BE MADE AN EXAMPLE OF!

Thank you for taking into consideration the above concerns.

HB-2502-HD-1

Submitted on: 6/25/2020 5:41:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Grace Ramiscal | Individual | Oppose | No |

Comments:

I STRONGLY OPPOSE HB2502 HD1!

HB-2502-HD-1

Submitted on: 6/25/2020 5:43:29 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jocelyn Fry | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 5:44:22 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Anna | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 as it infringes on personal constitutional rights.

HB-2502-HD-1

Submitted on: 6/25/2020 5:52:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| melanie ludwig | Individual | Oppose | No |

Comments:

OPPOSE

HB-2502-HD-1

Submitted on: 6/25/2020 6:00:07 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rose Elliott | Individual | Oppose | No |

Comments:

Giving any power like this to an unelected human is NOT how this country was founded, please follow the constitution and DO NOT GIVE unlimited authority to someone that was not elected by the people!

HB-2502-HD-1

Submitted on: 6/25/2020 6:05:32 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ian Grove | Individual | Oppose | No |

Comments:

This is completely unconstitutional, immoral, unethical and should be illegal. There are serious cause/effect relationships that must be considered in depth and published for the public to see prior to ever putting something like this up for a vote. Unacceptable.

HB-2502-HD-1

Submitted on: 6/25/2020 6:07:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Heather Russell | Individual | Oppose | No |

Comments:

What is being done here is unconstitutional! A bill must not be modified after it has been sent through several committees with approval, only to be gutted at the last hearing.

COVID-19 has a 0.026 death rate throughout the world! Quarantine and self-isolation exasperates the problems with health and immunity as immunity is build through interaction with others. The governor is an elected official who should be making these decisions after listening to his constituents and NOT by an unelected person from the Department of Health.

All testing and health info gathered is absolutely subject to subpoena, discovery, or introduction as evidence if you choose to contest in court, as per the constitution. Rounding up people camps, experiementing on an unsuspecting public is crimes against humanity.

PLEASE vote NO! What happens in Hawaii will be rolled out across the world. We WANT FREEDOM not SLAVERY!

Mandate healthy living and eating. Get rid of fast food, GMO, tobacco, alcohol if this is really about protecting the public and their health.

I implore you to PLEASE VOTE NO!

Thank you,

Heather

HB-2502-HD-1

Submitted on: 6/25/2020 6:08:29 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Haidi Wright | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 6:08:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Camille Adams | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 6:10:28 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ano Hanamana | Individual | Oppose | No |

Comments:

I oppose this for these reasons:

For all travelers: Mandatory testing, tracking, quarantine, and leaves door open to “other actions deemed necessary” during declared public health emergency.

\$5000 fine if you refuse.

Gives power to Director of DOH (instead of Governor) to declare emergency.... with NO time constraints.

Makes DOH exempt from Chapter 91: This means they could mandate a C19vax for all school kids WITHOUT public input or going thru legislature, as long as emergency declared.

It adds a new term: “isolation” along with “ quarantine”, which is more severe. A “camp” perhaps?

All testing and health info gathered is not subject to subpoena, discovery, or introduction as evidence if you choose to contest in court!!

HB-2502-HD-1

Submitted on: 6/25/2020 6:14:24 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Larissa Stancil | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 5:32:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Peter Gratale | Individual | Oppose | No |

Comments:

Please maintain religious freedom, medical choice, and informed consent. Thank you.
Peter Gratale

HB-2502-HD-1

Submitted on: 6/25/2020 6:17:21 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-------------------------|---------------------|---------------------------|---------------------------|
| Crystal Thornburg-Homcy | Individual | Oppose | No |

Comments:

I do not support this bill.

HB-2502-HD-1

Submitted on: 6/25/2020 6:24:30 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lezley jacintho | Individual | Oppose | No |

Comments:

I strongly oppose this bill!

HB-2502-HD-1

Submitted on: 6/25/2020 6:29:18 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------------------|---------------------|---------------------------|---------------------------|
| JANA CRAWFORD O'BRIEN | Individual | Oppose | No |

Comments:

My husband & I are frequent visitors to Hawaii. It is a place we love, hold deeply in our hearts & feel at home.

This proposed legislation goes too far - force vaccinations, possible interment camps, invasion of privacy with no accountability or oversight. Overreaching power to the DOH.

I strongly oppose these measures.

Mahalo.

HB-2502-HD-1

Submitted on: 6/25/2020 6:14:45 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| lauren cohen | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 6:35:30 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------|--------------|--------------------|--------------------|
| desiree deter | Individual | Oppose | No |

Comments:

Aloha

My name is Desiree Deter. I live in Lahaina, HI. I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

Not only does this bill remove multiple personal freedoms under the Constitution including but not limited to burden of proof, personal liberties and choice and protection of personal health information, which I believe would violate HIPPA laws.

The broad scope of empowerment that would be provided to the DOH, who are APPOINTED NOT VOTED into office, is a threat to personal freedom and choice. Their discretion to make decisions which would then become LAWS is frightening in this day and age.

For a community with a history of racial inclusion, the concern of quarantining facilities is eerily reminiscent of the internment camps for Japanese Americans. Surely this State with its proud history of inclusion would not support such a program that would basically do the same for infected or worse SUSPECTED infected individuals.

With no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community is the responsibility of who??

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department." NO WAY IS THIS CONSTITUTIONAL.

Finally, any 'pork barrel' funding is also expressly opposed. Specifically mentioned in the bill:

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Desiree Deter

Maui County

HB-2502-HD-1

Submitted on: 6/25/2020 6:36:20 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Edward Elliott | Individual | Oppose | No |

Comments:

We the people are tired of the overreaction to the flu season! This is not acceptable and is a violation of our rights and freedoms! Stop this nonsense!

HB-2502-HD-1

Submitted on: 6/25/2020 6:35:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| carla tohtz | Individual | Oppose | No |

Comments:

I strongly disagree about giving the Department of Health overriding authority over elected state and local officials when it comes to individual health decisions and enforcement of mandatory quarantines and penalties. Also I believe that having this bill in place until 2026 is an excessive overreach of authority. I believe this bill is in direct violation of basic human rights.

HB-2502-HD-1

Submitted on: 6/25/2020 6:37:40 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Patrick Istilart | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 6:43:53 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Elizabeth Dachtler | Individual | Oppose | No |

Comments:

This bill must not pass without extensive public hearing and testimony. Using the 'gut and replace' tactic is almost always inappropriate but completely immoral during a pandemic when the public's focus is elsewhere. Do not approve these wide ranging, unfettered controls without serious consideration and the opportunity for the public to have a full and clear understanding of the bill and it's implications.

Sincerely,

Elizabeth Daly
Ko Olina, HI

HB-2502-HD-1

Submitted on: 6/25/2020 6:37:23 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kristen Anzaldo | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: K Anzaldo

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is [K. Anzaldo] and I am a resident of the State of Hawaii in the County of Honolulu. My physical address is ***** (redacted for privacy). After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/25/2020 6:47:32 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kristy Ford | Individual | Oppose | No |

Comments:

I believe this is an overstep of power and that the language of the bill is vague. It inflicts on individual rights and freedoms and gives power to unnecessary departments within the Government.

HB-2502-HD-1

Submitted on: 6/25/2020 6:47:40 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| patrick | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Patrick L Burns

DATE: Tuesday, June 23, 2020

Good evening,

My name is Patrick L Burns and I am a resident of the State of Hawaii in the County of Honolulu. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION to HB2502 related to Health.**

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony **AGAINST HB 2502.**

HB-2502-HD-1

Submitted on: 6/25/2020 6:48:16 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jessica perez | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 6:49:11 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| nicole olival | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 6:46:36 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Karinne Aguirre | Individual | Oppose | No |

Comments:

I strongly oppose any mandatory vaccine requirements for any human being, especially in the case of school children.

We should all be allowed to choose if we want our children vaccinated or not, especially to enter school.

I stronnnnnnngly oppose this bill to make covid vaccine mandatory for schools.

HB-2502-HD-1

Submitted on: 6/25/2020 6:53:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Chandi Dockstader | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 6:54:22 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Keith Kido | Individual | Oppose | No |

Comments:

I am opposed to HB 2502 HD1, because we can not put the decision making of such a sensitive issue in the hands of a non-elected government official that has no repercussions from the public.

HB-2502-HD-1

Submitted on: 6/25/2020 6:56:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| asheila | Individual | Oppose | No |

Comments:

Strongly oppose!

HB-2502-HD-1

Submitted on: 6/25/2020 6:52:28 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| Stephen WEbb | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Stephen Webb

DATE: Tuesday, June 25, 2020

Good afternoon,

My name is Stephen Webb and I am a resident of the State of Hawaii in the County of Maui. My physical address is Lilikoi rd, Haiku, HI 96708. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” *With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.* This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/25/2020 6:57:16 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Duane Lum | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 7:07:57 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Taylor Stille | Individual | Oppose | No |

Comments:

Vaccinations are proven to take MUCH longer than what they are forecasting for completion of the COVID-19 vaccinations. With the constant changing of recommendations and proven low death rate of COVID-19 most recently submitted, it is erroneous to include mandatory vaccination within a bill. This will impact travel GREATLY to the state of Hawaii as many healthcare workers like myself who own timeshare, etc. but am AGAINST the COVID-19 vaccination will be forced to find retreat elsewhere. Hawaii thrives on the travel industry and this would be a detrimental effect to the state.

HB-2502-HD-1

Submitted on: 6/25/2020 7:09:46 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Virginia Hebert | Individual | Oppose | No |

Comments:

Freedom to Choose!

HB-2502-HD-1

Submitted on: 6/25/2020 7:10:38 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tiani | Individual | Oppose | No |

Comments:

I 100% oppose

HB-2502-HD-1

Submitted on: 6/25/2020 7:11:45 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nestor Mercado | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 7:14:26 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------------|--------------|--------------------|--------------------|
| Virginia Rasmussen | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is [yourname] and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is ***** (redacted for privacy), [yourcity], HI [yourzip]. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” *With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.* This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/25/2020 7:00:24 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Speshel Baybayan | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 7:14:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Emily Olson | Individual | Oppose | No |

Comments:

Thank you very much for listening. This bill is unconstitutional, I oppose. We need a true democracy in making these choices where the state cannot unilaterally make these decisions. The people also have the interest of well being for the public and we should be able to make these choices case by case. This open-ended policy while well intended for the health of the people is far too open-ended, and a slippery slope of how much control the state has, and the freedoms it takes away from the people to choose what is best for health. Thank you.

HB-2502-HD-1

Submitted on: 6/25/2020 7:17:57 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jasmine Solley | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/25/2020 7:18:32 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Brigette Liberatore | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 7:19:09 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Angela Leone | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Angela Leone

DATE: Thursday, June 25, 2020

Good afternoon,

My name is Angela Leone and I am a resident of the State of Hawaii in the County of Maui. My physical address is 144 Halelo St. Lahaina, HI 96761. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the

State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt,

and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/25/2020 7:19:13 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Malia | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 7:20:16 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| katie ranke | Individual | Oppose | No |

Comments:

Give the power to an appointed not elected official? No way! The system we've had has worked just fine on Kauai. I do not support passing the power to the doh and a lot of this language sounds very police state ish. I am very opposed to this bill and I will be watching who votes for it.

HB-2502-HD-1

Submitted on: 6/25/2020 7:15:31 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Eric Szwajkowski | Individual | Oppose | No |

Comments:

I do not need the state to make health decisions for me and my family. I want to travel freely without fear of tyranny.

HB-2502-HD-1

Submitted on: 6/25/2020 7:22:35 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tatiana Dagher | Individual | Oppose | No |

Comments:

Please, oppose this bill!!

sincerely, the world.

HB-2502-HD-1

Submitted on: 6/25/2020 7:22:52 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jessica baker | Individual | Oppose | No |

Comments:

This is an infringement on ones personal rights and liberties. I oppose this bill in its entirety.

HB-2502-HD-1

Submitted on: 6/25/2020 7:21:56 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kathleen | Individual | Oppose | No |

Comments:

The way this bill is being pushed through is truly haniuous because it;

Gives power to Director of DOH (instead of Governor) to declare emergency.... with NO time constraints.

Makes DOH exempt from Chapter 91:

I am against this Bill in part because it removes the ability for public opinion to be weighed in.

HB-2502-HD-1

Submitted on: 6/25/2020 7:25:08 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|--------------|--------------|--------------------|--------------------|
| laurie | Individual | Oppose | No |

Comments:

Aloha,

I'm giving my testimony on bill HB2502 HD1, and would like to 'Oppose' all decision making on this bill, due to giving one person to make a decision concerning my life and the life of our people. You all are in office to be working 'for our people.' This bill should be put on a ballot for the 'People' to decide on who n what becomes law. Please,stop! We have way more important things to be concerned about then making one person, decide on our life decisions! Our Lives Matter!

HB-2502-HD-1

Submitted on: 6/25/2020 7:25:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ariel Douvris | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 7:25:59 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sage Price | Individual | Oppose | No |

Comments:

I oppose this bill due to the open ended restrictions of freedom and absolute power to the department of health with no regard to the freedoms of the people of Hawaii.

HB-2502-HD-1

Submitted on: 6/25/2020 7:26:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Luis Avila | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 7:28:36 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Cynthia Van Kleef | Individual | Oppose | No |

Comments:

This Bill does not protect We the People. . . it stinks of corruption, who is getting paid to write this?

This Bill takes away our individual freedoms and rights.

I'm a middle school teacher and the thought of children and teachers being forced to get vaccines scares the crap out of me. I will quit teaching before I get a toxic, not proven shot!

I STRONGLY oppose this bill.

HB-2502-HD-1

Submitted on: 6/25/2020 7:28:41 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Shirlene Ostrov | Individual | Oppose | Yes |

Comments:

We totally oppose HB2502 because it violates constitutional rights!

HB-2502-HD-1

Submitted on: 6/25/2020 7:29:56 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Paulette Abihai | Individual | Oppose | No |

Comments:

We oppose the HB2502 and all amendments to limit n control the freedom of our people or visitors traveling to Hawai'i. We oppose any control by DOH or any government entity to force vaccinations in school for children

HB-2502-HD-1

Submitted on: 6/25/2020 7:30:22 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------|--------------|--------------------|--------------------|
| Quoia Nakomis | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Quoia Nakomis

DATE: Thursday, June 25, 2020

Greetings friends,

My name is Quoia Nakomis, I am a resident of the State of Hawaii in the County of Maui. My physical address, 491 N Honokala, Haiku HI 96708. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health. I am in opposition to relinquishing any of my personal freedom and right to choose.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a

“higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may

include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

With alarming concern,

Quoia R. Nakomis

HB-2502-HD-1

Submitted on: 6/25/2020 7:24:07 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Valorie Akons | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 7:32:19 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sarah Brand | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 7:31:23 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Wendy Wong | Individual | Oppose | No |

Comments:

This is unconstitutional. I strongly oppose HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/25/2020 7:32:58 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Paul Gammie | Individual | Oppose | No |

Comments:

This bill goes WAY TO FAR in regulating individule behavior....or lack of same. It stinks of Nazi tacticts of controlling the population through forced behavior patterns weather a citizen agrees with any part of this terrible mandate, or not!! This goes FAR past a reasonable response to a challenging situation and can change life patterns FOREVER. NOT OK!!!! I'm in the "at risk" age category for Covid 19 (without any underlying medical conditions) and would MUCH rather take my chances with contracting the virus than to live under such a HORRIBLE law as what this bill represents. Don't pass this bill!! Throw it in the trash can where it belongs!!!

HB-2502-HD-1

Submitted on: 6/25/2020 7:32:43 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bruce Pratt | Individual | Oppose | No |

Comments:

I oppose this bill. It is a massive government overreach. It allows an unelected official to have far too many powers. It abridges our fundamental rights to privacy and freedom of movement. And it is yet another way for the state legislature to get its hands into the transient accommodation tax.

HB-2502-HD-1

Submitted on: 6/25/2020 7:33:06 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jonathan Wilkins | Individual | Oppose | No |

Comments:

I strongly oppose you using this false flag as a way to further strip our freedoms by forcing us to be exposed to more poisons via the Pharmaceutical industries and their interest. Stop bowing down to BigPharma and listen to us the people who put you in office and DO NOT want to forced to take part in your experiment on humanity. - Jonathan Wilkins

HB-2502-HD-1

Submitted on: 6/25/2020 7:34:27 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Yessica Cabral | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 7:35:33 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| John Douvris | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 7:36:07 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| dan handler | Individual | Oppose | No |

Comments:

DOH must not be allowed to be exempt from Chapter 91. Public input cannot e ignored.

HB-2502-HD-1

Submitted on: 6/25/2020 7:35:10 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------|---------------------|---------------------------|---------------------------|
| KiTeya Belford-Smith | Individual | Oppose | No |

Comments:

Aloha,

Don't allow the promise of money attached to this bill influence your vote on HB 2502 HD1. Read between the lines and dig deeper into the loopholes. Let us not allow for the possibility for mandatory vaccinations. Let us not place the power of decision making on behalf of all Hawaii residents in the hands of a single person. Vote No on HB2502 HD1.

Mahalo,

KiTeya Belford-Smith

HB-2502-HD-1

Submitted on: 6/25/2020 7:37:22 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Helen Swinney | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 7:36:31 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alicia Wilkins | Individual | Oppose | No |

Comments:

People have a choice... listen to the people!!

HB-2502-HD-1

Submitted on: 6/25/2020 7:39:18 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| patricia | Individual | Oppose | No |

Comments:

I strongly oppose HB2502 HD1.

HB-2502-HD-1

Submitted on: 6/25/2020 7:38:41 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Maria Novak | Individual | Oppose | No |

Comments:

This bill is completely unconstitutional !!! Every US citizen has a right to move freely from state to state without being bulled, harrassed or coerced by the government over a VIRUS that has a 99% survival rate. Stop instilling fear into the American People for your own political gain !! Enough is enough. We the people will not stand for the tyranny and move toward communisim anymore !!!!

Therefore vaccines are ineffective, untested and contain know toxcity. Why is the govemnt hell bent are killing our children ??????

I will continue to fight for the freedom of every man, woman and child in this great country of ours !!

HB-2502-HD-1

Submitted on: 6/25/2020 7:41:49 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| John Gelert | Individual | Oppose | No |

Comments:

This goes too far and is an invasion of privacy rights.

HB-2502-HD-1

Submitted on: 6/25/2020 7:42:20 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jennifer schneider | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Jennifer Schneider and I am a resident of the State of Hawaii in the County of Hawaii. My physical address is 28-1124 Old Mamaloahoa Highway, Pepeekeo, HI 96783. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the

United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/25/2020 7:44:27 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Linda Johnston | Individual | Oppose | No |

Comments:

The "Right to Choose" which applies to the decision about abortion, should also apply to the right to decide whether to allow foreign substances to be injected into your childrens' or your own body.

HB-2502-HD-1

Submitted on: 6/25/2020 7:44:47 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| ariel zaminasli | Individual | Oppose | No |

Comments:

THIS IS COMPLETELY WRONG. BRAINWASHING AND WORK FROM THE DEVIL. THE WORLD IS RUN BY SATANIC DEVIL WORSIPPING PEDOPHILES AND THEY ARE USING THIS COVID-19 PLANDEMIC AS A SPELL TO CAST ON THE HUMAN POPULATION FOR MORE CONTROL AND DEPOPULATION!!! DO NOT SUBMIT TO THIS BLASPHEMY IN THE NAME OF GOD!

HB-2502-HD-1

Submitted on: 6/25/2020 7:45:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kianna Ponce | Individual | Oppose | No |

Comments:

I strongly oppose.

HB-2502-HD-1

Submitted on: 6/25/2020 7:48:58 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dane Intagliata | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 7:51:47 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| aneshka | Individual | Oppose | No |

Comments:

I am oppose to this bill.

HB-2502-HD-1

Submitted on: 6/25/2020 7:54:36 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dashama Gordon | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 7:54:38 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Janet Riemer | Individual | Oppose | No |

Comments:

I oppose this bill! It is not science based and will be a disaster to Hawaii's tourism !

HB-2502-HD-1

Submitted on: 6/25/2020 7:56:17 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Yasmine harani | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 7:40:22 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mardi Werner | Individual | Oppose | Yes |

Comments:

This bill is not for the betterment of our state. This must be defeated to protect all people and businesses of Hawaii.

HB-2502-HD-1

Submitted on: 6/25/2020 7:57:49 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Mark Giammarinaro | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 7:58:28 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Steven Hanson | Individual | Oppose | No |

Comments:

Strongly oppose tyranny

HB-2502-HD-1

Submitted on: 6/25/2020 7:58:35 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| britney | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 7:58:49 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alea | Individual | Oppose | No |

Comments:

Although I agree with testing & preventative measures for Covid-19 for travelers coming into the state, I find the languaging of this bill to be vague when it comes to the measures that can be taken to protect the public health. There are phrases such as including but not limited to, which gives me the impression that other measures such as mandatory vaccination could be enforced, which I am against.

Our civil liberties and freedoms are being infringed upon already by a health crisis which has a .26% mortality rate, less than many other things which we do daily such as driving and habits which contribute to heart disease, diabetes, and also the degradation of the environment such as overconsumption of processed & animal derived foods. Why are we not placing stricter laws on these things? Because they are voluntary, whereas covid is not? This is ridiculous to me and signals how truly unhealthy our nation is not only in body, but in mind and spirit.

This bill also addresses more than just the health crisis, which seems strange to me, since if someone wants other measures in the bill to take place, they might vote to support it? I have no idea how bills normally work, as I do not engage in politics much at all, but this issue seems important enough to be voted on it's own & not grouped together with other concerns.

I do not support this bill as it currently is written & would advise it to be revised.

HB-2502-HD-1

Submitted on: 6/25/2020 7:57:34 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Penelope King | Individual | Oppose | No |

Comments:

Governor Ige has already far overreached his authority with the restrictive measures he continues to place on the People of Hawaii, under the guise of COVID19 protective measures. This bill will now transfer this overreaching power to a NON-ELECTED official--the head of the Dept. of Health--to restrict the freedoms of the People of Hawaii. This is unacceptable and an example of poor leadership by those introducing such a poorly thought-through bill. I strongly oppose this bill which could greatly infringe on the constitutional rights of the people.

HB-2502-HD-1

Submitted on: 6/25/2020 8:01:26 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Katja Bajema | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 8:02:21 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Angela Leslee | Individual | Oppose | No |

Comments:

This bill has the potential to trump all over our constiutional rights at will. I believe there is plenty of time to access emergency measures in the time of an emergency (our response to COVID was very timely as attested to by our low numbers). We don't need to have a permanent bill in place that can be utilized at the whim of whoever is in office.

I STRONGLY OPPOSE THIS BILL

HB-2502-HD-1

Submitted on: 6/25/2020 8:02:37 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| danielle white | Individual | Oppose | No |

Comments:

If you ok this it is murder

HB-2502-HD-1

Submitted on: 6/25/2020 8:03:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jacqueline medford | Individual | Oppose | No |

Comments:

This is very important to the health of our state community and our children.

HB-2502-HD-1

Submitted on: 6/25/2020 8:03:41 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Justin Merriman | Individual | Oppose | No |

Comments:

We should all have the right to decide whether or not something is injected into our bodies (COVID Vaccine). This is an infringement upon our freedom. I'll be very disappointed if this is passed, & most definitely be moving away from this beautiful state. Really hoping it doesn't come to this, and Hawaii bands together to stand up for what's truly right.

thank you,

Justin Merriman

HB-2502-HD-1

Submitted on: 6/25/2020 8:04:30 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Aisha | Individual | Oppose | No |

Comments:

I oppose bill HB2502

HB-2502-HD-1

Submitted on: 6/25/2020 8:04:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|------------------------|---|---------------------------|---------------------------|
| Rachel Linden-Rossiter | Testifying for Green Lifestyles Network | Oppose | No |

Comments:

Respectfully...

I oppose mandatory medical procedures, choice is the core of democracy and freedom.

Mandatory medical procedures attached to travel restrictions is an insane idea that will impact travel in a negative way. At a time when travel is already at a minimum and tourism as well...this will add an unnecessary and outrageous burden on travelers and tourists. Many can not or will not subject themselves or loved ones to a new and risky type of vaccine with known medical dangers.

Wise states are taking time to give peace to their residents by making commitments by legislating that there will be no mandatory vaccines...like South Dakota Bill 2020 House Bill 1235.

Vaccination is a personal medical choice for a reason, many people with Gene mutations like, the MTHFR mutation, (which represents up to 30% of the population) can not detox the toxins used in vaccine production and vaccine ingredients. Flu shots have never been mandatory and making any vaccine mandatory, especially a novel new type of RNA vaccine, that is UNTESTED on populations over time, is NEGLIGENT and potentially a massive LIABILITY. How and why any regulatory body would want to create a recipe for disaster is beyond me!

Mandatory medical procedures, like vaccines, come with consequences that Hawaii can not afford.

The military did a study regarding the most recent flu vaccine and the results are extremely concerning, it put recipients at risk.

<https://www.disabledveterans.org/2020/03/11/flu-vaccine-increases-coronavirus-risk/>

We can't risk our this kind of dangerous new vaccine with its unknown impacts in a mandatory setting, Rethink this reckless approach as it will pose a health risk on so many levels.

There is much more to say and such limited time was given for public comment.

Regards,

Rachel Linden, Executive Director

Green Lifestyles Network

HB-2502-HD-1

Submitted on: 6/25/2020 8:00:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------|--------------|--------------------|--------------------|
| Semyon Bilmes | Individual | Oppose | No |

Comments:

Good morning. My name is Semyon Bilmes and I am a resident of the State of Hawaii in the County of Maui. My physical address is 3365 Kuaua Pl, Kihei, HI 96753. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual’s health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat,

without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5

per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/25/2020 8:09:04 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Irina Doroshenko | Individual | Oppose | No |

Comments:

I very strongly oppose HB2502 HD1. It is downright unconstitutional and simply insane that it's even being considered. We as people should be able to decide what happens to our own bodies.

HB-2502-HD-1

Submitted on: 6/25/2020 8:10:13 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nicole Cabreros | Individual | Oppose | No |

Comments:

I do not agree with the passing of this bill.

HB-2502-HD-1

Submitted on: 6/25/2020 8:14:12 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kamalani Keliikuli | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 8:14:52 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Janet Edghill | Individual | Oppose | No |

Comments:

These measures are invasive, unconstitutional and will seriously impact our tourism industry.

HB-2502-HD-1

Submitted on: 6/25/2020 8:15:19 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Thomas Baum | Individual | Oppose | No |

Comments:

This bill has too much ambiguous language. I do not support this at all.

HB-2502-HD-1

Submitted on: 6/25/2020 8:16:34 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sue Arakawa | Individual | Oppose | No |

Comments:

I OPPOSE this bill HB2502. It is unconstitutional & infringes on our rights as a American citizen.

HB-2502-HD-1

Submitted on: 6/25/2020 8:19:25 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Christine List | Individual | Oppose | No |

Comments:

It is unconstitutional to require vaccinations, as well as "contact tracing". If this bill were to pass it would result in many expensive lawsuits.

HB-2502-HD-1

Submitted on: 6/25/2020 8:21:06 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lisa Jones | Individual | Oppose | No |

Comments:

I am totally against this bill, as it gives too much power to Department of Health with no accountability. The Governor should be the one who makes decisions about quarantines and travel restrictions!

DO NOT TAKE AWAY OUR FREEDOM!!! There are BETTER ways to address this in the future! SLOW DOWN and stop letting the mass media influence your rash decision making!

HB2502 SD1 MUST be STOPPED!

This is a “ gut & replace” bill! Legal in Hawaii. They took a completely different bill, that had ALREADY passed several House committees earlier before COVID shutdown, gutted the language, added this nightmare, and carried on to next committee in June 2020. It’s a total sham!

For all travelers: Mandatory testing, tracking, quarantine, and leaves door open to “other actions deemed necessary” during declared public health emergency.

\$5000 fine if you refuse.

Gives power to Director of DOH (instead of Governor) to declare emergency.... with NO time constraints.

Makes DOH exempt from Chapter 91: This means they could mandate a C19vax for all school kids WITHOUT public input or going thru legislature, as long as emergency declared.

It adds a new term: “isolation” along with “ quarantine”, which is more severe. A “camp” perhaps?

All testing and health info gathered is not subject to subpoena, discovery, or introduction as evidence if you choose to contest in court!!

HB-2502-HD-1

Submitted on: 6/25/2020 8:23:03 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| David Bruce Leonard | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 8:24:10 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Villarreal Joanna | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 8:25:26 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jeff Woodring | Individual | Oppose | No |

Comments:

To Whom It Concerns:

I oppose HB2502. It prohibits our constitution rights.

HB-2502-HD-1

Submitted on: 6/25/2020 8:26:57 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Pierre Coetzee | Individual | Oppose | No |

Comments:

I am writing to express my STRONG opposition to the HB2502 HD1 and HB2572 HD2 Bills. These bills do not protect us or our tourists, but instead bring fear and shame on people. I am asking that you vote to oppose this bill and preserve the freedoms of the citizens. Oppression is not the answer. We are looking for leaders who will inspire and encourage the community with facts about the pandemic that are actually true and need to be communicated, such as a 98+% recovery rate and the fact that hundreds of doctors has been successfully in using HDQ for recovery, and the fact that the virus is actually dying out. If you did your due diligence research you would know these facts. Please bring the public the positive facts and stop spreading fear.

HB-2502-HD-1

Submitted on: 6/25/2020 8:27:02 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Bayley Harmon | Individual | Oppose | No |

Comments:

This is an invasion of our rights and I will be very disappointed if this bill passes. I will most likely leave Hawai'i and I've been here for 4 years. I hope everyone sticks together and does not pass this bill.

HB-2502-HD-1

Submitted on: 6/25/2020 8:08:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jenna Hewitt | Individual | Oppose | No |

Comments:

Please don't pass this bill!

HB-2502-HD-1

Submitted on: 6/25/2020 8:28:38 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| mary souza | Individual | Oppose | No |

Comments:

I oppose several items proposed. This needs much more discussion and public attention.

HB-2502-HD-1

Submitted on: 6/25/2020 8:31:56 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| francis hertzog | Individual | Oppose | No |

Comments:

I strongly Oppose this Bill HB2502. The power it would put into the hands of the Director of Health is way too far-reaching. There are also too many sections that leave too much up to interpretation. Far more discussion and public input is needed before this Bill proceeds.

HB-2502-HD-1

Submitted on: 6/25/2020 8:32:38 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| reta denning | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 8:32:46 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| LiiAnela Napoleon | Individual | Oppose | No |

Comments:

I oppose this bill that violates my rights to choose what is the best health options for my family.

HB-2502-HD-1

Submitted on: 6/25/2020 8:33:36 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jessica murray | Individual | Oppose | No |

Comments:

I am not in favor of his bill. I do not support giving power to an appointed official who can't be held responsible by constituents.

HB-2502-HD-1

Submitted on: 6/25/2020 8:34:09 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Joan Kutzer | Individual | Support | No |

Comments:

As a health care provider I am in support of this bill.

HB-2502-HD-1

Submitted on: 6/25/2020 8:34:59 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Elizabeth Vesely | Individual | Oppose | No |

Comments:

Strongly oppose this bill as it violates 1,2,14,and 16 amendment rights. Do not allow this bill to pass

HB-2502-HD-1

Submitted on: 6/25/2020 8:35:17 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Koa Young | Individual | Oppose | No |

Comments:

Too overreaching needs more thoughtful consideration of rights while still protecting residents

HB-2502-HD-1

Submitted on: 6/25/2020 8:35:55 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dana | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 8:28:22 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|-----------------------------|---------------------------|---------------------------|
| Kelly Stern | Testifying for Yogarden LLC | Oppose | No |

Comments:

From: [Brittany Farmer](#)
To: [CPH Testimony](#)
Subject: Oppose HB2502 HD-1, SD-1
Date: Thursday, June 25, 2020 8:06:51 AM

My name is Brittany Farmer, I live on the Big Island of Hawaii.

I strongly oppose the proposed bill HB2502.

In no way should anyone be forced to take a test. The fine is illegal and immoral. These tests have not been proven accurate and a false reading can cause much anxiety and effect the entire family.

Too much power is being granted to the DOH.

Stop the false narrative and reclaim your personal power by freeing yourself from a belief system that no longer serves you, your family, your country and the world at large.

My Best,

Brittany C Farmer

(808)557-1011

brittanycfarmer@icloud.com

From: [dar_fajardo](#)
To: [CPH Testimony](#)
Subject: Testimony opposing HB2502
Date: Thursday, June 25, 2020 12:02:32 AM

Opposition to HB2502

For all travelers: Mandatory testing, tracking, quarantine, and leaves the door open to “other actions deemed necessary” during declared public health emergency.

\$5000 fine if you refuse.

Gives power to Director of DOH (instead of Governor) to declare emergency.... with NO time constraints.

Makes DOH exempt from Chapter 91: This means they could mandate a C19vax for all school kids WITHOUT public input or going thru legislature, as long as emergency declared.

It adds a new term: “isolation” along with “ quarantine”, which is more severe. A “camp” perhaps?

All testing and health info gathered is not subject to subpoena, discovery, or introduction as evidence if you choose to contest in court!!

Vote No!!!

Thank you,
Darwin Fajardo
1114 Lunalilo St. Hon HI 96822

Sent from my T-Mobile 4G LTE Device

From: [Deirdre Madrid](#)
To: [CPH Testimony](#)
Subject: Oppose HB2502 SD1
Date: Thursday, June 25, 2020 7:16:32 AM

Dear Sir/Ma'am:

I am emailing to express my strong opposition of HB2502 SD1.

Respectfully,
Deirdre Madrid

From: [Joshua Liles](#)
To: [CPH Testimony](#)
Subject: HB2502 - Testimony
Date: Thursday, June 25, 2020 8:35:56 AM

I am opposed to the proposed bill: **HB2502**

Joshua Liles
8638381865

From: [kate kurtenbach](#)
To: [CPH Testimony](#)
Subject: HB2502 HD1
Date: Thursday, June 25, 2020 7:47:19 AM

Aloha

I am writing to strongly oppose the ammendments to this bill. The language leaves room for potential harm against people. Thank you for your time and consideration.

Kate

From: [Katherine VonMetnitz](#)
To: [CPH Testimony](#)
Subject: OPPOSE BILL HB2502SD1
Date: Thursday, June 25, 2020 5:22:48 AM

To whom it may concern.

I OPPOSE THIS BILL. It is my human right to decide wha to do with my body. I STRONGLY DISAGREE WITH THIS BILL.

Katherine VONMETNITZ

From: [hank.pog](#)
To: [CPH Testimony](#)
Subject: OPPOSE HB2502, HD1, SD1
Date: Wednesday, June 24, 2020 10:47:37 PM

I oppose Bill#HB2502, HD1, SD1

The inability to register to submit testimony on the Hawaii State Legislature website has been noted.

—Kimberly Wood

Get [Outlook for iOS](#)

From: [Sharman O'Shea](#)
To: [CPH Testimony](#); [Sen. Roz Baker](#); [Sen. Stanley Chang](#); [Sen. Clarence Nishihara](#); [Sen. Russell Ruderman](#); [Sen. Laura Thielen](#); [Sen. Glenn Wakai](#); [Sen. Kurt Fevella](#)
Subject: OPPOSE HB2502 SD1
Date: Thursday, June 25, 2020 8:04:18 AM

Dear Madam/Sirs:

I deeply oppose having these draconian measures taken on our health ... there will be severe consequences and liability.

FOR THE PEOPLE

Sincerely,
Sharman O'Shea

From: [Tammy Healy](#)
To: [CPH Testimony](#)
Subject: Oppose HB 2502
Date: Thursday, June 25, 2020 4:13:38 AM

Committee members,

I oppose HB 2502!

Stop the madness!

Tammy Healy

HB-2502-HD-1

Submitted on: 6/25/2020 8:37:00 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Victor Napoleon | Individual | Oppose | No |

Comments:

I opposed this bill that violates my right to choose what is best for myself and my family health. I am opposed of unnecessary mandatory COVid vaccinations.

HB-2502-HD-1

Submitted on: 6/25/2020 8:37:50 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Steven Crocker | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [steven crocker

DATE: Tuesday, June 25 2020

Good afternoon,

My name is [yourname] and I am a resident of the State of Hawaii in the County of [yourcounty]. My physical address is ***** (redacted for privacy), [yourcity], HI [yourzip]. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/25/2020 8:38:11 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| April Woolley | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 8:40:58 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dylan Duarte | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 8:37:13 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Robert Schmidt | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Robert Schmidt

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Robert Schmidt and I am a resident of the State of Hawaii in the County of Maui. My physical address is 767 Kupulau Dr, Kihei, HI 96753. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the

State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt,

and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/25/2020 8:42:08 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Al Torre | Individual | Oppose | Yes |

Comments:

This bill opens the door to the END of Democracy. Giving the people and the legislators no voice in the biggest decisions of our lives. Our health.

Please in the name of all that is good oppose this bill!

Mahalo.

HB-2502-HD-1

Submitted on: 6/25/2020 8:43:12 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Munro Murdock | Individual | Oppose | No |

Comments:

This proposed bill is appalling to read and should NOT be passed. It extends far too much power and authority to the dept of health and the director specifically. It violates fundamental constitutional rights, all in the name of public health. I am strongly opposed to this bill and the new language added allowing powers for isolation and quarantine which dramatically overstep bounds and violate personal privacy and medical record data. If this is passed it will be challenged and there will be lawsuits and unrest as a result. The government does not have the authority to remove family members from their loved ones, to isolate them, to deny them due process, based in an assumption that they are a possible threat to public health. That is not right. You cannot force and mandate immunizations or other medical protocol on Hawaii families and keiki. Do not pass this bill. If the people of Hawaii truly knew what was in it they would be rising up in opposition to it. This is being pushed through during a time of crisis without truly allowing the people to be aware of what is going on. This is not the People's Republic of Hawaii. This is the United States of America's and thi Bill Violates numerous constitutional rights!

HB-2502-HD-1

Submitted on: 6/25/2020 8:43:23 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|------------------------|---------------------|---------------------------|---------------------------|
| JOSEPH DECAMBRA JR. | Individual | Oppose | No |

Comments:

I oppose because the this bill puts the decision of our freedom in the hands of people that were not elected by the people to protect our rights.

HB-2502-HD-1

Submitted on: 6/25/2020 8:43:46 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Travis Agustin | Individual | Oppose | No |

Comments:

I am strongly opposed to this proposed measure because it has the potential to infringe upon our individual rights and civil liberties as citizens of the State of Hawaii.

HB-2502-HD-1

Submitted on: 6/25/2020 8:44:25 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| joanna faso | Individual | Oppose | No |

Comments:

I fully oppose this bill and any measures towards forced vaccination

HB-2502-HD-1

Submitted on: 6/25/2020 8:44:28 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|--|---------------------------|---------------------------|
| Isis Morrison | Testifying for Global Ecology Foundarion | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 8:45:36 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-----------------|--------------|--------------------|--------------------|
| Aaron Pamaylaon | Individual | Oppose | No |

Comments:

Aloha,

My name is Aaron Pamaylaon and I am a resident of the State of Hawaii in the County Aiea. After reading HB2501 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

First of all, when you all took office, you swore to protect and defend the Constitution of the United States of America. I took that oath when I served in the United States Army and was willing and ready to protect it with my life. I expect that from all of you!!!

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/25/2020 8:45:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| alex kanuha | Individual | Oppose | No |

Comments:

This bill is a violation of our amendment rights 1,2,4 and 16!!!!

HB-2502-HD-1

Submitted on: 6/25/2020 8:46:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Derek Napoleon | Individual | Oppose | No |

Comments:

I oppose HB2502 and urge legislature to hold off on this bill until the citizens you represent have time to be well informed and are able to bring our voice to this matter. This bill as it is is way too broad in scope and does not take into consideration the privacy issues. This would give the DOH power to override citizen's privacy in a terrible way.

Please oppose this bill and reconsider!

HB-2502-HD-1

Submitted on: 6/25/2020 8:47:53 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Eric Arakawa | Individual | Oppose | No |

Comments:

There has not been sufficient time to test these vaccines to make sure they are safe for the general population, and especially young school age children. Of recent, there have been grave results when administering hastily develop vaccines to obscure test groups. In addition, forcing people to take the vaccine violates individual constitutional rights.

HB-2502-HD-1

Submitted on: 6/25/2020 8:41:47 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Frank Silsley | Individual | Oppose | No |

Comments:

This Bill needs to be brought to the attention of the public and should not be passed. We need further information to be gathered. This will and can destroy our state's industries.

HB-2502-HD-1

Submitted on: 6/25/2020 8:48:52 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| adam | Individual | Oppose | No |

Comments:

Aloha and thank you for reading my testimony.

please don't completely loose your integrity by permitting these violations against our basic human rights from agencies who have a track record of being atrociously wrong time after time. No one should have the power to shut down an economy when we live in a world full of far more dangerous things than covid and yet we don't take nearly the same amount of effort to stop. For example we let homeless flood the islands from all parts of the mainland which could easily be stopped with a fraction of the effort they are suggesting for this virus that has a 99.5% chance of NOT killing you. I hope you guys Understand that this is being used to push a control agenda on your kids. I'll finish with reminding most of you who are old enough to remember in 1969 the h3n2 virus killed 1million people worldwide and 100,000 in the US and we didn't close anything down...we held Woodstock. And that generation is proving to be the healthiest of all. Don't buy Into the fear. You're smarter than that. Mahalo

HB-2502-HD-1

Submitted on: 6/25/2020 8:48:46 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lynne wood | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 8:49:19 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| LUCY JIM | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 8:50:38 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Visakha Gibbons | Individual | Oppose | No |

Comments:

To who it may concern.

I highly oppose this bill. It takes away our United States of America born rights. I have the choice to take a vaccine or not. This bill is against everything we stand for as a Country! It also goes against everything we have fought so hard for. Our freedom of speech and freedom to make our own decisions!

HB-2502-HD-1

Submitted on: 6/25/2020 8:50:42 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------|--------------|--------------------|--------------------|
| Sasha Nakamura | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Sasha Nakamura

DATE: Thursday, June 25, 2020

Good afternoon,

My name is Sasha Nakamura and I am a resident of the State of Hawaii in the County of Maui. My physical address is *** (redacted for privacy), Waikapu, HI 96793. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.**

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person

to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that “Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan.” With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual’s right to life, liberty and the pursuit of happiness.

According to the bill, “the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical”. This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual’s express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, “Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of

debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Sasha Nakamura

HB-2502-HD-1

Submitted on: 6/25/2020 8:51:49 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Laura Bishop | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 8:52:15 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Joshua Ropert | Individual | Oppose | No |

Comments:

I STONGLY OPPOSE this bill. This bill would give undue power to unelected officials who at a moments notice can make any decision they FEEL is necessary without any care to the constitutional freedoms of the people of the State.

This bill should not even be entertained in the legislature. This State should simply reflect on what has already taken place as both tourists and residents alike have already been treated as criminals with restricted freedoms (exurberant unfair fines, arrests, deportations). Even though these are unprecedented times, don't be driven by your emotions, but remember what you are supposed to represent, the citizens of this State and Country and their constitutional freedoms. If you don't, we will remember in the ballot box.

HB-2502-HD-1

Submitted on: 6/25/2020 8:53:58 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kumiko Miranda | Individual | Oppose | No |

Comments:

To our esteemed House and Senate elected public servants:

I vehemently oppose this bill. Namely, because there is zero medical and scientific merit for such unprecedented draconian measures and restrictions.

Your members are attempting to make mandatory laws that are founded on unproven and baseless narratives and projected models.

If you follow the CDC and watched the daily White House press briefings, you will find that there is no credible data to support the narrative of this bill.

April 16, 2020, the CDC, Dr. Anthony Fauci: "social distancing expires on April 30, 2020."

April 2020, CDC, Dr. Birx: "we are coding presumptive cases and people who died from underlying causes WITH CV-19 and not FROM CV-19, hence the higher mortality rates in New York State."

May 20, 2020, Dr. Fauci: "masks are ineffective but wear them as a symbol of respect."

May 25, 2020, Dr. Fauci: "the virus does not live on surfaces as we thought so you no longer need to wipe surfaces or groceries."

May 2020, Dr. Fauci: "our original model was wrong and the mortality rate is lower than projected."

June 8, 2020, The WHO Director, " asymptomatic transmission is RARE."

June 9, 2020, Dr. Fauci vehemently argued with the WHO's assertion.

June 2020, the Worldometer website shows statistical graphs that as the CV-19 cases rise as the US ramps up on testing, the mortality rate is dramatically dropping.

The greatest visual evidence that social distancing and mask wearing are unproven draconian measures is by witnessing the massive protests and riots nationwide and

around the world since May 25, 2020 due to the Black Lives Matters protests and rallies.

Also a great visual perspective is the 10's of thousands that gathered for 3 funerals in 3 counties and in 2 states for George Floyd where again social distancing and mask wearing were obviously not followed.

June 6, 2020, Oahu saw 10,000 people and Kauai 2,000 people attending and participating in BLM protests and rallies. Not only was social distancing and masks wearing not observed in totality, our public servants who had placed these draconian measures were also in attendance and not subscribing to their own draconian rules for social distancing and not gathering more than a group of 10.

Not only does this show a double standard and a double speak, it negates the media driven narrative to social distance and to wear facial masks where both of these items have ZERO medical and scientific merit to continue imposing let alone make into a punishable crime by law

Futhermore, there is medical merit that hydroxychloroquine and zinc has been successfully used both as a preventative and as a cure against CV-19 in the US and around the world.

2005, Dr. Anthony Fauci: "it appears that in laboratory settings, hydroxychloroquine has shown to be effective as a prophylactic and a cure against the coronavirus."

Lastly, the idea of contact tracing, isolation and quarantine, thermo facial scanners, "certificates to show negative testing," all fall under a breech of State and US Constitional laws as it restricts the right to movement and violates an individual's right to medical and personal privacy and forgoes any measure of an individual's due process.

And certainly, and most importantly, such decisions to impose mandates to a society's public health should NEVER be in the hands of an UNELECTED official of the Dept of Health.

The US is a republic and elected public servants represents their voting constituents, NOT the other way around as we have seen since this entire CV-19 farce has begun.

Instead of instituting BASELESS laws, I humbly request that all our public servants perform their due diligence by seriously researching the actual medical and scientific research that are readily available and in some cases REMOVED by social media and NEVER mentioned at all in main stream news.

Educate yourselves and then educate your constituents so the "divide" and fear mongering ceases amongst our good Hawaii residents for if you all fail to do the right justice for the good of all, the current narrative and this baseless bill will further the hatred and the divide against citizens and against tourists and visitors.

I thank you very much for this opportunity to voice my opposition and valid concerns regarding this state and federally unconstitutional bill that solely depends on false narratives and zero medical and scientific merit.

With deep gratitude and respect,

Kumiko D. Miranda

HB-2502-HD-1

Submitted on: 6/25/2020 8:54:11 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alexis Pulliam | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 8:54:20 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dale Nelson-Floto | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 8:49:23 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nicole Yokoyama | Individual | Oppose | No |

Comments:

Aloha,

My name is Nicole Yokoyama and I am a resident of the State of Hawaii in Hawaii County. After reading the bill I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health. This bill is a direct and monstrous violation of personal freedoms and Constitutional rights. The bill dictates that an apparently healthy individual can be ripped from their home and family and be removed to a quarantine facility, for no good reason other than suspicion. Taken to an unspecified location/facility for an unspecified length of time. Holding people against their will and charging them the bill? Yet another violation is the invasion of medical privacy at airport arrival and departure. *“Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”* This information is protected by HIPPA and should remain that way!

It is blatantly obvious this bill is not about health, but about taking away rights and freedoms from the citizens and residents of Hawaii, and the destruction of families and livelihoods. It is a poer grab. I am appalled! I **OPPOSE OPPOSE OPPOSE!!!**

Nicole Yokoyama

From: [wesley pannell](#)
To: [CPH Testimony](#)
Subject: OPPOSE HB 2502
Date: Wednesday, June 24, 2020 11:27:06 PM

Edit with the Docs app

Make tweaks, leave comments, and share with others to edit at the same time.

NO THANKS

USE THE APP

HB2502_Testimony

State of Hawaii House of Representatives
Committee on Consumer Protection and Commerce
HB 2502 Relating to Health
TESTIMONY IN OPPOSITION

TESTIFIER: Wesley Pannell
DATE: Tuesday, June 24, 2020

Good evening,
My name is Wesley Pannell and I am a resident of the State of Hawaii in the County of Kauai. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

As it reads, there are many poorly defined terms. In such fashion that goes against the constitution United States of America.

Also, the inability to register to submit testimony on the Hawaii State Legislature website has been noted.

Thank you for hearing my testimony AGAINST HB 2502.

Thank you,
Wesley Pannell

HB-2502-HD-1

Submitted on: 6/25/2020 8:56:57 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| arielle | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 8:57:50 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jeannine Fliar | Individual | Oppose | Yes |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 8:58:03 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Paul Miller | Individual | Oppose | No |

Comments:

I am opposed to Bill 2502. I don't feel the the Department of Health should be given the power to make decisions on their own. Our government was structured to check and balance itself to prevent big mistakes. All branches need to be overseen and reviewed by another. I feel travelers should be screened and tested be for the board planes and arrive with a certificate showing they are negative for Covid. Random testing can be done when they arrive. Fines should not be necessary.

HB-2502-HD-1

Submitted on: 6/25/2020 8:57:06 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------|---------------------|---------------------------|---------------------------|
| C. Marcella Kurowski | Individual | Oppose | No |

Comments:

Dear Committee members,

I oppose this bill and any that would take away the rights of free Americans. We can protect the vulnerable while the rest of us make a living and keep our economy going. I have family in the state of Hawaii, if there is an emergency, how with I reach them if not by air travel? Let us as a nation put the resources towards at home services for the elderly and vulnerable. Healthy citizens heal from illness, as many of us already have.

I recall that in 2017, travel restrictions were put in place from other countries and the media (as well as the families that were affected) was in a frenzy saying how terrible the mess at airports was. Please, keep travel in tact.

If the population continues to be treated like children, they may act like it.

Thank you,

C. Marcella Kurowski

Wallingford, CT 06492

HB-2502-HD-1

Submitted on: 6/25/2020 9:00:15 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|-------------------------------|-------------------------------|
| Joy Sumida | Individual | Oppose | No |

Comments:

i travel in and out of off the state to visit family and friends. i don't feel it is right for anyone, me included to be forced to get inected with anything just to return home. i hope you all oppose this and do the right thing

HB-2502-HD-1

Submitted on: 6/25/2020 9:00:38 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Gitte Gonzalez | Individual | Oppose | No |

Comments:

I vehemently oppose this bill as it is a total violation of our freedoms. Should this bill pass, it opens up too many pathways to abuse our privacy and right to choose for ourselves. This is not about safety and is going to far at the expense of the freedoms this country was founded on. It is dangerous.

HB-2502-HD-1

Submitted on: 6/25/2020 9:01:23 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Claire Girgis | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Claire Girgis

DATE: Thursday June 25th, 2020

Good Morning,

My name is Claire and I am a resident of the State of Hawaii in the County of Kauai. My physical address is in Kapaa, HI 96746. After reading HB2502 and current testimony, I am writing my testimony in STRONG OPPOSITION to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to

a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Claire G.

HB-2502-HD-1

Submitted on: 6/25/2020 9:01:27 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Carolina Carreira | Individual | Oppose | No |

Comments:

This bill is a total power grab and an absolute infringement on the rights of the people. I oppose this bill and will never support or vote for an elected official who supports the denial of liberty and freedom that this bill is blatantly suggesting. It is a wolf in sheep's clothing, all under the guise of "health and well-being." It is very short sighted and I urge and implore these elected officials to see that if passed, these infringements on the people's freedom will most likely cause a landslide of further problems. People are willing at the very least to commit civil disobedience in protection/pursuit of their freedoms. History has taught us that some are willing to die for it.

This will be the beginning of a violent storm. Use wisdom in your decision making. This is wrong.

HB-2502-HD-1

Submitted on: 6/25/2020 9:02:51 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| behrendt sara | Individual | Oppose | No |

Comments:

Aloha

we urge all elected officials to oppose the bill 2502 because it is an uttermost unconstitutional reach for power and control by the governor and director of DOH!

Mahalo

HB-2502-HD-1

Submitted on: 6/25/2020 9:04:21 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Nami Nielipinski | Individual | Oppose | No |

Comments:

Strongly oppose.

HB-2502-HD-1

Submitted on: 6/25/2020 9:04:25 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Hiilani Smith | Individual | Oppose | No |

Comments:

Ku Kiai Aina!

HB-2502-HD-1

Submitted on: 6/25/2020 9:04:35 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sandra Van | Individual | Oppose | No |

Comments:

I strongly oppose this bill because it violates important healthcare privacy laws; furthermore, these tactics have NOT been proven to be successful in stopping the pandemic AND the economic impact on an already devastated state far outweighs any potential benefit. Please stop this insanity and open up our economy. There are reasonable precautions that can and should be taken, but this is NOT IN ANY WAY REASONABLE.

HB-2502-HD-1

Submitted on: 6/25/2020 9:04:45 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|----------------------|---------------------|---------------------------|---------------------------|
| Elizabeth I Kendrick | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 9:06:27 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|--|---------------------------|---------------------------|
| Howard Hobbs | Testifying for Global Ecology Foundation | Oppose | No |

Comments:

Civil rights must be protected FIRST

HB-2502-HD-1

Submitted on: 6/25/2020 9:08:28 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|-------------------|---------------------------------|--------------------|--------------------|
| Lorraine Larzabal | Testifying for Accessing Health | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: [yourname]

DATE: Tuesday, June 23, 2020

Good afternoon,

My name is Lorraine Larzabal and I am a resident of the State of Hawaii in the County of Kauai. My physical address is 3-2600 Kaumualii Hwy, Lihue, HI 96766.. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. According to the bill, an apparently healthy individual can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are “deemed by the department to be ... at higher risk of infection, or at risk for spreading infection.” However, it is not defined how the department would determine if an individual or group of people would be at a “higher risk of spreading infection” and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." ***With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so.*** This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department."

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

"(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/25/2020 9:09:30 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jacqueline Hand | Individual | Oppose | No |

Comments:

Dear Governor David Ige,

I am writing about HB2502, Relating to Health, scheduled before the legislature for 25 June 2020 at 9:30 am. I encourage you to oppose this legislation because the current law in Hawaii limits the constitutionality state of emergency orders to 59 days and is subject to our constitutional rights. Governor Ige you have exceeded these limits. HB2502 is an excellent example of a VERY POOR legislation and we have a system of checks and balances for a reason.

I OPPOSE this bill.

Respectfully,
Jacqueline Hand

HB-2502-HD-1

Submitted on: 6/25/2020 9:10:17 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Dede Heiman | Individual | Support | No |

Comments:

The key is temporary. It must be temporary to have undetermined severe emergency measures. Please be careful with the outcome of this bill. I don't want to see Hawai'i turn into a police state.

HB-2502-HD-1

Submitted on: 6/25/2020 9:11:20 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alison Burkhardt | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 9:00:04 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Loren McMillen | Individual | Oppose | No |

Comments:

This bill discriminates and is an infringement on the right to travel.

HB-2502-HD-1

Submitted on: 6/25/2020 9:12:22 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tommy H | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 9:11:46 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| jordan | Individual | Oppose | No |

Comments:

I think that this is absolutely ridiculous. The governor should be the one making divisions not politicians that no absolutely nothing and push their agenda. I do not support this bill.

HB-2502-HD-1

Submitted on: 6/25/2020 9:13:42 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Sharon Nagasako | Individual | Oppose | Yes |

Comments:

I strongly oppose this bill.

HB-2502-HD-1

Submitted on: 6/25/2020 9:13:44 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Rachel Murdock | Individual | Oppose | No |

Comments:

I oppose this bill and any bill that seeks to put so much power into the hands of an unelected official. How can a government be for the people and by the people when sweeping powers and control over our lives are given to someone who isn't held accountable by voters and who we never chose as a leader?

I also oppose giving the government power to force people into isolation or quarantine against their will. Especially the possibility of removing family members from their homes. This is probably the scariest part of the bill to me. The government does not have the right to do this to people.

Power is also given to officials to commit other actions as deemed necessary without specifying what those actions are. The language is too vague.

This bill is being rushed too quickly and appears to be an attempt to pass it underneath the people's noses without them being aware of the strong actions that are being taken and the rights that are being infringed on. Please remember that Hawaii is a state of the United States of America and is required to follow the constitution of the land. You can't just pass laws for our own good and trample our rights in the process. It is a slippery slope that we do not want to go down.

I strongly urge you to not pass this bill.

Rachel Murdock

Kapolei, HI

HB-2502-HD-1

Submitted on: 6/25/2020 9:14:25 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Alina Mogan | Individual | Oppose | No |

Comments:

This bill is a gross infringement on our rights.

HB-2502-HD-1

Submitted on: 6/25/2020 9:14:39 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| marci peterhans | Individual | Oppose | No |

Comments:

I oppose bill for State of Hawaii HB2502

I oppose mandatory vaccines and contact tracing. This is violating my individual rights as a United States citizen to have jurisdiction over my own body. I have the right to choose what is placed into my body and what is tracked on my body. As an University of Michigan Registered Nurse of class of 1980,

I believe there is not sufficient evidence to deem the said vaccine effective and there has been at least 6,000 physicians in the US whose research proves that the Coronavirus was a manufactured and weaponized virus against citizens and that the vaccine manufactured by Bill Gates and Others at WHO actually gives people the virus. We do NOT want this bill, vote No.

HB-2502-HD-1

Submitted on: 6/25/2020 9:15:11 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kristina Piscopo | Individual | Oppose | No |

Comments:

P

HB-2502-HD-1

Submitted on: 6/25/2020 9:15:14 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Michael Rice | Individual | Oppose | No |

Comments:

I oppose this bill on the grounds that it bypasses the legal system we have in place. Gut and replace is a cowardly tactic and whoever proposed this should be ashamed of themselves and expelled from the legislature.

HB-2502-HD-1

Submitted on: 6/25/2020 9:15:24 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Anuheia Maeda | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 9:17:12 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Geoffrey Sato | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives

Committee on Consumer Protection and Commerce

HB 2502 Relating to Health

TESTIMONY IN OPPOSITION

TESTIFIER: Geoffrey Sato

DATE: Thursday, June 25, 2020

Good Morning,

My name is Geoffrey Sato and I am a resident of the State of Hawaii, in Honolulu. After reading HB2502 and current testimony, I am writing my testimony in **STRONG OPPOSITION** to HB2502 related to Health.

The bill is very dangerous in that it removes numerous personal freedoms, which are guaranteed by the United States Constitution, without meeting the burden of proof that the removal of such highly regarded and well protected freedoms would be necessary. Freedoms which you were elected to protect. According to the bill, an apparently healthy individual (or God forbid even my young children) can be removed from their home and remanded to a quarantine facility, solely on suspicion, if they are "deemed by the department to be ... at higher risk of infection, or at risk for spreading infection." However, it is not defined how the department would determine if an individual or group of people would be at a "higher risk of spreading infection" and the Bill does not provide for any burden of proof by the State or Department of Health to demonstrate that a person is truly a threat before removing their personal freedoms. At the very least my

children, or anyone's children, should not be taken from them, and at the very minimum have the option of quarantining at home.

Another significant point of concern is the potential for exposure and infection within the quarantine facility. The bill would allow for a perfectly healthy person to be remanded to a quarantine facility solely on suspicion of having a greater (undefined) risk of spreading infection, even though the person is not presently infected. This person could be placed in a facility with other individuals who may actually be carrying an infectious disease, and thereby contract the very infectious disease from which the state was supposed to protect them. There are also no safeguards specified in the bill to protect individuals once they are remanded to the quarantine facility.

Additionally, there appears to be no limit set on how long an individual can be held in quarantine or isolation without the burden of proof that the individual is actually a threat to the community.

The act states that "Each individual quarantined shall be responsible for the costs of food, lodging, and medical care, except for those costs covered and paid by the individual's health plan." With this Bill, the state could hold a person or family against their will without providing any proof that they are actually a threat, without any limitation as to how long they could be held, and charge the individual an uncapped and undisclosed amount of money to do so. This hardly seems in accordance with the Constitution of the United States which expressly guarantees an individual's right to life, liberty and the pursuit of happiness. The government has already crumbled our economy and devastated the people economically.

According to the bill, "the court may order the consolidation of claims where: (1) The number of individuals involved or to be affected by an order of quarantine or isolation is so large as to render individual participation impractical". This undermines the United States Constitutional protection of individual liberties. A person may have extenuating circumstances, but the court could decide to ignore the individual complaints and require an individual to be part of a group without the individual's express consent.

I am also deeply concerned by, and expressly object to, the invasion of privacy in mandating medical disclosure forms at both arrival and departure points that would then be shared with private entities. Health privacy has long been protected by HIPPA and should remain so. Text from the Bill, "Collection, receipt, and use of the information may

include the sharing of the information between or among the department, other governmental agencies, and private entities under contract with the department.”

I also expressly object to the use of funds collected under the bill for purposes other than public health. Per the Bill,

“(2) \$1,500,000 shall be allocated to the Turtle Bay conservation easement special fund beginning July 1, 2015, for the reimbursement to the state general fund of debt service on reimbursable general obligation bonds, including ongoing expenses related to the issuance of the bonds, the proceeds of which were used to acquire the conservation easement and other real property interests in Turtle Bay, Oahu, for the protection, preservation, and enhancement of natural resources important to the State, until the bonds are fully amortized;

(3) \$16,500,000 shall be allocated to the convention center enterprise special fund established under section 201B—8;

(4) \$79,000,000 shall be allocated to the tourism special fund established under section 2018—11;

(A) Beginning on July 1, 2012, and ending on June 30, 2015, \$2,000,000 shall be expended from the tourism special fund for development and implementation of initiatives to take advantage of expanded Visa programs and increased travel opportunities for international visitors to Hawaii;

(B) Of the \$79,000,000 allocated: (i) \$1,000,000 shall be allocated for the operation of a Hawaiian center and the museum of Hawaiian music and dance; and (ii) 0.5 per cent of the \$79,000,000 shall be transferred to a sub—account in the tourism special fund to provide funding for a safety”

Thank you for hearing my testimony AGAINST HB 2502.

Mahalo,

Geoffrey Sato

HB-2502-HD-1

Submitted on: 6/25/2020 9:13:19 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Barbara J Gum | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 9:18:48 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------------|---------------------|---------------------------|---------------------------|
| Kimberly Cloward Drown | Individual | Oppose | No |

Comments:

State of Hawaii House of Representatives Committee on Consumer Protection and Commerce HB 2502 Relating to Health

DATE: Thursday, June 25, 2020

Aloha,

I am a resident of the State of Hawaii in the County of Honolulu. After reading HB2502, I am writing my testimony in OPPOSITION to HB2502 related to Health.

First off, placing the power of an elected official (governor) into the hands of an appointed official (the state director of health) at his/her assertion of a public health emergency, way oversteps the general responsibilities and intended duties of that position.

In addition, this bill currently leaves too many loop holes for possible manipulation of the law for malicious intent. Personal freedoms can be revoked without a burden of proof. The definition of “dangerous disease” as an “illness or health condition that might pose a substantial risk of a significant number of human fatalities or incidents of permanent or long—term disability” is much too broad. The extension of quarantine or isolation to those who simply “have or create a potential risk of transmitting a communicable or dangerous disease to others,” makes it seem that anyone could arbitrarily be held against their will (at their own cost no less), for vague reasons.

It is imperative that a bill intended to protect citizens against a pandemic hold state officials accountable by requiring substantial medical evidence and public health recommendations before constitutional freedoms are taken away. As we have seen with the current COVID-19 crisis, much more than health related to the novel Coronavirus is at risk, including emotional health due to isolation, the efficacy of public education, and economic strength on all levels, which makes the State Director of Health unfit to call a health emergency. The power to take liberties away, even though for only a set time period, would best be left in the hands of a group of people or a person who has input from multiple factions.

Thank you for hearing my testimony AGAINST HB 2502.

HB-2502-HD-1

Submitted on: 6/25/2020 9:19:53 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| scott hathaway | Individual | Oppose | No |

Comments:

I oppose this bill as it violates our 1st, 2nd, 14th and 16th amendment.

Rights. It is also a "gut and replace bill" that is unethical.

HB-2502-HD-1

Submitted on: 6/25/2020 9:20:12 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Cynthia Dorflinger | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 9:18:12 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Kawailani Dutro | Individual | Oppose | No |

Comments:

'A'ole HB2502! Hewa!

HB-2502-HD-1

Submitted on: 6/25/2020 9:23:01 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Ariel | Individual | Oppose | No |

Comments:

I oppose this bill as a person who was looking forward to traveling to Hawaii. A place that forces testing and then fines for refusing invasion of health privacy is not a place I feel I can visit. This is not aligning with the views of our free country, and is very invasive and sets forth a precedence that it is ok to restrict and mandate things in order to travel forever. It limits the scope of our future freedom and is dangerous. Treating this virus so much differently than any of the many other ones, is what is so dangerous. Please do not fall victim to the mentality that drastic control measures are necessary to prevent something that we will have to learn to live with, while greatly sacrificing the freedoms of citizens from all over.

HB-2502-HD-1

Submitted on: 6/25/2020 9:25:43 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Hoonani Naauao | Individual | Oppose | No |

Comments:

I OPPOSE THE PASSING OF THIS BILL.

HB-2502-HD-1

Submitted on: 6/25/2020 9:26:34 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Eva | Individual | Oppose | No |

Comments:

We should be free to decide wheather we want testing, vacines, or to go in public whenever we so choose. With or withoutr a amsk. It is our right our freedom to choose!

HB-2502-HD-1

Submitted on: 6/25/2020 9:28:09 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Heather R Lauro | Individual | Oppose | No |

Comments:

I vehemently oppose this bill as it violates my constitutional and religious rights.

HB-2502-HD-1

Submitted on: 6/25/2020 9:28:31 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Michelle Micko | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 9:29:27 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Susie Olson Corgan | Individual | Oppose | No |

Comments:

To Whom it May Concern,

I am writing to you today with several questions regarding House Bill 2502.

What aspects of contact tracing and testing will be opt-in, opt-out, or mandatory?

What repercussions will there be for people who don't want to be traced or tested?

What are the standards of efficacy for contact tracing and testing?

What methods are being considered, what is the effectiveness of those methods, and how was effectiveness determined?

What happens to a person who tests positive or has been in contact with someone who has tested positive? Is retesting an option? Will quarantine be mandatory?

Who will be traced? Healthy people, people suspected of infection (if so, on what grounds?), all people who have tested positive, or only those with an active infection?

Will testing and contact tracing be limited to SARS CoV-2/COVID-19?

Will informed consent be guaranteed to all participants in all aspects of contact tracing and testing?

Why do we need more invasive contact tracing than has been used in the past, such as with H1N1, Swine Flu, and MERS?

Will there be any controls regarding how data is stored, handled, and shared?

What recourse will individuals have in the event of mishandling of data or breach of data security?

Will cellphone manufacturers, service providers, or software developers be allowed to include or modify software that will track people without their knowledge and consent?

Will all populations (minorities, homeless, mentally ill, etc.) be considered & treated equally under all applications of contact tracing and testing?

When considering high-tech, privately administered contact tracing, will profit-motivation and past actions of all involved entities be considered?

Another area of concern is the COVID-19 vaccination being mandated. How can something be mandated that has yet to be produced? How can you assure safety in a vaccine that is created at 'warp speed', some without prior animal safety testing and none having long term safety testing?

I would appreciate a response to these questions.

Sincerely,

Susie Olson Corgan

HB-2502-HD-1

Submitted on: 6/25/2020 9:29:32 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Tyler Lewis | Individual | Oppose | No |

Comments:

Thank you for caring so much about the people on these islands and doing the best you can.

Aloha,

Tyler

HB-2502-HD-1

Submitted on: 6/25/2020 9:21:58 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| david mokan | Individual | Oppose | No |

Comments:

HB-2502-HD-1

Submitted on: 6/25/2020 9:29:55 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Lillian Reynolds | Individual | Oppose | No |

Comments:

While I understand and appreciate the need to protect the people of Hawaii, I OPPOSE HB2502 HD1 as it is currently written. Thank you for the opportunity to submit testimony.

HB-2502-HD-1

Submitted on: 6/25/2020 9:30:00 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| t a jure | Individual | Oppose | No |

Comments:

I Disagree with this bill and oppose it completely. This bill should not make it through. We should be able to vote on this it takes away our legal rights.

HB-2502-HD-1

Submitted on: 6/25/2020 9:30:08 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Jasmine Inman | Individual | Oppose | No |

Comments:

I humbly ask that you reject HB 2502 HD1 SD1, and NOT allow the Director of Health to declare a public health emergency. Please do not give the DOH a blank check to do anything he/she deems necessary. There needs to be more accountability, and more checks and balances. Mahalo. Jasmine Inman

HB-2502-HD-1

Submitted on: 6/25/2020 9:29:32 AM

Testimony for CPH on 6/25/2020 9:30:00 AM

| Submitted By | Organization | Testifier Position | Present at Hearing |
|---------------------|---------------------|---------------------------|---------------------------|
| Aletheia Hatori | Individual | Oppose | No |

Comments:

It is very concerning that the head of the DOH would be given this much power. The head of the DOH is not an elected position. It is extremely concerning to have a non-elected official have so much unchecked power.

From: [nathaniel.casaretto](#)
To: [CPH Testimony](#)
Subject: HB2502 SD1
Date: Thursday, June 25, 2020 9:16:20 AM

I oppose HB2502 SD1 .Please let us take more time to figure out a solution to address the issue of travel to Hawaii during this pandemic. I do feel we need a solution to this ;I would like to have more public discourse on our unique situation here in Hawaii. Please do not pass HB2502 SD1 .

I OPPOSE/STRONGLY OPPOSE HB250 HD1 This is so unconstitutional. It takes away the peoples rights and is not of the Constitution OF the US.

Regards,
Anne Plath
Resident of Kauai, HI
June 24, 2020